

# JOURNAL OF THE SENATE

Tuesday, May 25, 1943

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, May 24, 1943.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, May 24, 1943, was corrected as follows:

On page 5, column 1, strike out lines 33, 34 and 35 counting from the top of the column, and insert in lieu thereof the following:

"Senator Shands moved that Senate Bill No. 398 be re-referred to the Committee on Insurance."

Also—

On page 26, column 1, in line 10, counting from the bottom of the column, strike out the words, "as amended,"

Also—

On page 26, column 1, strike out line 7, counting from the bottom of the column, and insert in lieu thereof the following:

"the action of the Senate was ordered certified to the House of Representatives."

And as corrected was approved.

## REPORTS OF COMMITTEES

Your Committee on Public Utilities, to whom was referred: House Bill No. 650:

A bill to be entitled An Act authorizing and permitting any Telephone Company having more than one point of connection or outlet with any other Telephone Company to use and enjoy any of its connections or outlets with such other company as may suit the convenience and necessity of such company and its subscribers; providing that it shall be unlawful to refuse to make the requested connection where such connection is not in use, a hearing before the Railroad Commissioners of the State, the penalty for violation of this Act and the enforcement thereof.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

ERNEST R. GRAHAM,

Chairman of Committee.

And House Bill No. 650, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Carroll, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment:

House Bill No. 801:

A bill to be entitled An Act to provide for the election of the Board of Supervisors of the North St. Lucie River Drainage District; fixing the qualifications of members of the Board of Supervisors of said district; fixing the time for election of said board; fixing the qualifications of electors of said district.

Which amendment reads as follows:

In Section 1, line 10, (typewritten bill) strike out the

words: "twenty (20)" and insert in lieu thereof the following: "seventy-five (75)."

Very respectfully,

N. RAY CARROLL,

Chairman of Committee.

And House Bill No. 801, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred:

Senate Bill No. 620:

A bill to be entitled An Act to amend Section 12 of Chapter 20519, Laws of Florida, Acts of 1941, being An Act providing for a State Administered Probation and Parole System and Section 12 thereof relating more particularly to eligibility for parole, as amended by Section 3 of Chapter 21775, Laws of Florida, Acts of 1943.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And Senate Bill No. 620, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred:

House Bill No. 742:

A bill to be entitled An Act conferring jurisdiction upon the Circuit Court in equity to grant divorces upon the ground of insanity, where the other party has been continuously confined by reason of insanity, or adjudicated insane for ten years, and is incurably insane, and authorizing the court to make orders touching upon the support of such insane person.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And House Bill No. 742, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Forestry and Parks, to whom was referred:

Senate Bill No. 567:

A bill to be entitled An Act amending Section 589.05, Florida Statutes, 1941, relating to the State Forester and fixing his salary.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

A. G. McARTHUR,

Chairman of Committee.

And Senate Bill No. 567, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on State Institutions, to whom was referred:

Senate Bill No. 588:

A bill to be entitled An Act to prohibit the draining, throwing or pouring of any dye-stuff, coal tar, oil, sawdust, poison or other deleterious substance into the waters of this State.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

WM. CLIETT,

Chairman of Committee.

And Senate Bill No. 588, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Temperance, to whom was referred:

Senate Bill No. 574:

A bill to be entitled An Act to amend Section 561.36, Florida Statutes, 1941, relating to city licenses for the sale of alcoholic beverages; limiting the amount to be charged, and granting and measuring restrictions to be imposed by cities and towns.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,  
D. M. JOHNSON,  
Chairman of Committee.

And Senate Bill No. 574, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Prisons and Convicts, to whom was referred:

House Bill No. 195:

A bill to be entitled An Act to amend Section 594.06, Florida Statutes, 1941, relating to gain time for good conduct of prisoners.

House Bill No. 576:

A bill to be entitled An Act rendering it unlawful for any prisoner in the State of Florida to intentionally injure, maim, disable or disfigure himself or another prisoner, or procure any person to commit such act, and providing a penalty for the violation of this Act.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,  
HAL Y. MAINES,  
Chairman of Committee.

And House Bills Nos. 195 and 576, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Prisons and Convicts, to whom was referred:

House Bill No. 20:

A bill to be entitled An Act enabling and authorizing the Board of Commissioners of State Institutions to establish branches of the State Prison for males not over twenty-five (25) years of age and another for females.

Have had the same under consideration, and recommend that the same does not pass.

Very respectfully,  
HAL Y. MAINES,  
Chairman of Committee.

And House Bill No. 20, contained in the above report, was laid on the table.

Your Committee on Public Roads and Highways, to whom was referred:

House Bill No. 600:

A bill to be entitled An Act to amend Chapter 17363, Laws of Florida, Acts of 1935 Legislature entitled: "An Act to amend Section 3 of Chapter 10118, Acts of 1925, being, 'An Act granting, confirming and vesting, and regulating the exercise of, the right of eminent domain in the condemnation of lands and property for State Road purposes; confirming, vesting in and granting unto the State Road Department the power of eminent domain to condemn all necessary lands and property for securing rights-of-way for State Roads and bridges in connection therewith and for acquiring any material and property necessary and useful for State Road building purposes; declaring the State Road Department to be a body corporate, for the purposes of this Act; granting unto the several counties of this State power and authority to furnish to the State Road Department lands necessary for rights-of-way for State Road purposes, and the power of eminent domain to condemn said lands; regulating, defining and setting out the procedure to be followed in condemning lands and other property for State Road purposes; and granting authority to proceed with State Road or bridge construction pending condemnation under certain circumstances,'" being Section 341.22 of Florida Statutes, 1941, by vesting the right of eminent domain in the several counties of Florida to condemn lands for borrow pits, drainage ditches, and any other material and property necessary and useful for road building purposes or incident and necessary for road rights-of-way.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,  
N. RAY CARROLL,  
Chairman of Committee.

And House Bill No. 600, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred: Senate Bill No. 621:

A bill to be entitled An Act defining public hospitals in the State of Florida and forbidding them to discriminate between medical doctors licensed to practice medicine in the State of Florida and forbidding public hospitals to refuse hospital privileges to any doctor licensed to practice medicine in the State of Florida; providing for membership on the staff of public hospitals by medical doctors resident in the county where such hospital is located and providing for penalties for violation of this Act and providing for actions at law and in equity by any medical doctors injured by violation of the Act.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,  
JNO. R. BEACHAM,  
Chairman of Committee.

And Senate Bill No. 621, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 504:

A bill to be entitled An Act requiring payment of claims for live stock killed or injured by any common carrier in the State of Florida within sixty days of filing claim by owner, and providing for a penalty of an attorney fee in certain instances.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 504, contained in the above report, was certified to the House of Representatives.

## INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Upchurch—

Senate Bill No. 626:

A bill to be entitled An Act to prohibit emigrant agents from playing their vocation within this State without first obtaining a license therefor; and for other purposes.

Which was read the first time by title only.

Senator Upchurch moved that the rules be waived and Senate Bill No. 626 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 626 was read the second time by title only.

Senator Upchurch moved that the rules be further waived and Senate Bill No. 626 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 626 was read the third time in full.

Upon the passage of Senate Bill No. 626 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 626 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Coleman—  
Senate Bill No. 627:

A bill to be entitled An Act to abolish the present municipality of the City of Lake Helen, in Volusia County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Lake Helen, in Volusia County, Florida; to define its territorial boundaries, and to provide for its government, jurisdiction, powers, franchises and privileges.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 627 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman moved that the rules be waived and Senate Bill No. 627 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 627 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 627 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 627 was read the third time in full.

Upon the passage of Senate Bill No. 627 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 627 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By the Committee on Finance and Taxation—  
Senate Bill No. 628:

A bill to be entitled An Act amending Sections 3, 13 and 33 of Chapter 20724, Laws of Florida, Acts of 1941, entitled "An Act relating to taxation; defining and classifying intangible personal property for the purpose of taxation; providing for the assessment and valuation of intangible personal property for the purpose of taxation, and the levy and collection of taxes upon such intangible personal property; providing rates of taxation on the different classes thereof under Section 1, Article IX of the Constitution of the State of Florida; providing for making returns by persons owning intangible personal property and providing a penalty for failure to make such returns; prescribing the duties of the Tax Collector, Tax Assessor, Boards of County Commissioners and the Comptroller in connection therewith; providing for an appropriation for expenses; providing for the distribution of intangible personal property taxes and making appropriations thereof, and other provisions relating to intangible personal property, and repealing all laws in conflict herewith."

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Graham—  
Senate Bill No. 629:

A bill to be entitled An Act authorizing the Board of County Commissioners in any county in the State of Florida having a population of 250,000 or more, according to the last Federal census, to make available to the State Attorney of the Judicial Circuit of which such county or counties shall be a part, such sums as the said board may from time to time deem necessary to permit the said State Attorney to conduct undercover investigations of crimes committed or believed by the State Attorney to have been committed against the State of Florida in said county, and providing the manner of disbursing said sums and for the accounting thereof.

Which was read the first time by title only.

Senator Graham moved that the rules be waived and Senate Bill No. 629 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 629 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 629 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 629 was read the third time in full.

Upon the passage of Senate Bill No. 629 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 629 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Graham—  
Senate Bill No. 630:

A bill to be entitled An Act providing for the employment, duties and compensation of Special Investigators for the State Attorney of all Judicial Circuits in the State of Florida containing a county having a population of 250,000 or more, according to the last Federal census, to assist the said State Attorney of such circuits in the investigation, detection and punishment of crimes within the said counties of said circuits.

Which was read the first time by title only.

Senator Graham moved that the rules be waived and Senate Bill No. 630 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 630 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read the third time in full.

Upon the passage of Senate Bill No. 630 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 630 passed, title as stated, and the Action of the Senate was ordered certified to the House of Representatives.

By Senators Graham, Beacham and Cliett—  
Senate Bill No. 631:

A bill to be entitled An Act relating to drainage districts in the State of Florida, lying in not less than four counties, abolishing General Managers, providing for salaries and expense of attorneys and fixing pay of board members, fixing administration tax on lands in said district and providing for assessment and collection thereof, and repealing all laws in conflict herewith.

Which was read the first time by title only.

Senator Graham moved that the rules be waived and Senate Bill No. 631 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 631 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the third time in full.

Upon the passage of Senate Bill No. 631 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 631 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Graham, Beacham and Cliett—

Senate Bill No. 632:

A bill to be entitled An Act providing for an additional two year period to purchase, pay or redeem the drainage tax sale certificates or liens in drainage districts which on January 1, 1942, offered privilege of purchasing, paying or redeeming at less than face amount, and providing title not to vest in district during such extension, and relating to land, title to which is in the State.

Which was read the first time by title only.

Senator Graham moved that the rules be waived and Senate Bill No. 632 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 632 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the third time in full.

Upon the passage of Senate Bill No. 632 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 632 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

Senate Bill No. 633:

A bill to be entitled An Act empowering the City of Pensacola, a municipal corporation, and preserving to said city its power and authority to levy and collect an excise tax of not to exceed one cent per package on the sale, purchase, distribution, use, consumption or other disposition of cigarettes, and prohibiting said city from charging any license tax on the use of vending machines used solely in selling or distributing such cigarettes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 633 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Wilson moved that the rules be waived and Senate Bill No. 633 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 633 was read the second time by title only.

Senator Wilson moved that the rules be further waived and Senate Bill No. 633 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 633 was read the third time in full.

Upon the passage of Senate Bill No. 633 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman,

Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 633 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Privileges and Elections—

Senate Bill No. 634:

A bill to be entitled An Act providing that the State Executive Committees of certain political parties shall prescribe the number and sex of delegates to National Conventions of such parties; providing that one male and one female delegate shall be elected from each Congressional District; providing that the Governor and Secretary of State shall be delegates from the State at Large and that remaining delegates from the State at Large shall be elected in the Primary Election; providing for assessing certain filing fees to be paid by candidates; permitting holding of a preferential Presidential Primary; providing that all laws and parts of laws in conflict are repealed.

Which was read the first time by title only.

Senator Franklin moved that the rules be waived and Senate Bill No. 634 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 634 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 634 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 634 was read the third time in full.

Upon the passage of Senate Bill No. 634 the roll was called and the vote was:

Yeas—Senators Adams, Baker, Barringer, Clarke, Coleman, Collins, Franklin, King, Lewis, Maddox, McArthur, McKenzie, Shuler, Taylor—14.

Nays—Mr. President; Senators Beacham, Brewton, Carroll, Cliett, Davis, Graham, Griner, Housholder, Johnson, Lindler, Maines, Perdue, Rose, Shands, Sheldon, Sturgis, Upchurch, Wilson—19.

So Senate Bill No. 634 failed to pass.

By Senator Beall—

Senate Bill No. 635:

A bill to be entitled An Act to amend Section 585.34 of Florida Statutes, 1941, relating to inspection and transportation of meats in Florida, in its application to counties having a population of not less than 74,000 and not more than 80,000, by the last preceding Federal census; and providing for the expiration of said amendment.

Which was read the first time by title only.

Senator Shuler moved that the rules be waived and Senate Bill No. 635 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 635 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 635 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 635 was read the third time in full.

Upon the passage of Senate Bill No. 635 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 635 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—  
Senate Bill No. 636:

A bill to be entitled An Act providing that the provisions of House Bill No. 222 enacted at the 1943 Session, Florida Legislature relating to adoption shall not apply to or affect adoption proceedings pending in the Circuit Courts of Florida or such proceedings in which the publication of Notice provided by Section 72.02, Florida Statutes, 1941, was commenced by publication on or before May 22, 1943.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 636 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 636 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 636 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 636 was read the third time in full.

Upon the passage of Senate Bill No. 636 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 636 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Maddox—  
Senate Bill No. 637:

A bill to be entitled An Act to amend Section 95.08, Florida Statutes, 1941, which section is a limitation of claims against any county.

Which was read the first time by title only.

Senator Maddox moved that the rules be waived and Senate Bill No. 637 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 637 was read the second time by title only.

Senator Maddox moved that the rules be further waived and Senate Bill No. 637 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 637 was read the third time in full.

Upon the passage of Senate Bill No. 637 the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Cliett, Maddox, Sheldon—5.

Nays—Mr. President; Senators Baker, Barringer, Black, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Shuler, Sturgis, Taylor, Upchurch, Wilson—29.

So Senate Bill No. 637 failed to pass.

By the Committee on Education—  
Senate Bill No. 638:

A bill to be entitled An Act to provide for the establishment of a minimum program fund for the public schools of the State; to provide the method of determining objectively the cost of the minimum program in each county, the method of determining the funds to be considered available toward meeting the cost of the minimum program, and the method of determining the amount to be provided by the State to meet the minimum program requirements of each county; and to make the necessary appropriation therefor; and provide for the apportionment and expenditure thereof.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Public Health—  
Senate Bill No. 639:

A bill to be entitled An Act providing for the enforcement of the provisions of Chapter 453 of Florida Statutes, 1941, relating to physicians, the State Board of Medical Examiners and the State Board of Health, vesting certain powers including police power in the State Board of Health and its agents, representatives and other officers; and the right to proceed by injunctions to restrain violations thereof.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 639 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 639 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 639 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 639 was read the third time in full. By unanimous consent Senator Collins offered the following amendment to Senate Bill No. 639:

In Section 1, line 12, (typewritten bill), strike out the words: "and any other laws of the State of Florida."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 639, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Cliett, Coleman, Collins, Franklin, Graham, Hinely, Housholder, Johnson, King, Maddox, Maines, Shands, Shuler, Taylor, Upchurch—22.

Nays—Senators Clarke, Davis, Lewis, McArthur, Perdue, Sheldon, Sturgis, Wilson—8.

So Senate Bill No. 639 passed, as amended, and was referred to the Committee on Engrossed Bills.

By the Committee on Public Health—  
Senate Bill No. 640:

A bill to be entitled An Act providing for the appointment of an Assistant Secretary of the State Board of Medical Examiners and prescribing the duties and powers of such Assistant Secretary.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 640 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 640 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 640 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 640 was read the third time in full.

Upon the passage of Senate Bill No. 640 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Brewton, Carroll, Cliett, Coleman, Collins, Davis, Franklin, Housholder, King, Maddox, Maines, Mathews, Shands, Sheldon, Shuler, Sturgis, Upchurch—20.

Nays—Senators Baker, Clarke, Graham, Hinely, Lewis, McArthur, McKenzie, Perdue, Taylor, Wilson—10.

So Senate Bill No. 640 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Public Health—  
Senate Bill No. 641:

A bill to be entitled An Act relating to the practice of medicine, and to the recording of licenses to practice medicine, specifically amending Section 458.06 of the Florida Statutes, 1941.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 641 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 641 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 641 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 641 was read the third time in full.

Upon the passage of Senate Bill No. 641 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Cliett, Coleman, Graham, Hinely, Housholder, King, Maddox, Maines, Mathews, McArthur, McKenzie, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—25.

Nays—Senators Davis, Franklin, Lewis, Perdue, Wilson—5.

So Senate Bill No. 641 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon moved that a committee be appointed to escort Honorable Langley Bell, Clerk of the Circuit Court of Escambia County, Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Sheldon, Upchurch and McKenzie as the committee.

By Senators Shands, Rose, Franklin, Beacham and Baker—Senate Bill No. 642:

A bill to be entitled An Act relating to the duties of State officials and employees; providing for a uniform classification of accounts for the financial records of all departments, boards, agencies, and institutions of the State of Florida; providing for an annual report on State finances to be prepared by the Comptroller; and repealing Sections 17.10 and 17.11, Florida Statutes, 1941, and all other laws in conflict herewith.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 642 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 642 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 642 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 642 was read the third time in full.

Upon the passage of Senate Bill No. 642 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 642 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Shands withdrew Senate Bill No. 539.

By Senator Black—Senate Bill No. 643:

A bill to be entitled An Act cancelling certain tax sales certificates on lands in Hamilton County, Florida, now held and owned by the Stephen Foster Memorial Commission.

Which was read the first time by title only.

Senator Black moved that the rules be waived and Senate Bill No. 643 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 643 was read the second time by title only.

Senator Black moved that the rules be further waived and Senate Bill No. 643 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 643 was read the third time in full.

Upon the passage of Senate Bill No. 643 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So Senate Bill No. 643 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By the Committee on Constitutional Amendments—

Senate Joint Resolution No. 644:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 10 OF ARTICLE XII OF THE CONSTITUTION OF FLORIDA RELATING TO SCHOOL DISTRICTS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

Section 1. That the following amendment to Section 10 of Article XII of the Constitution of the State of Florida relating to school districts be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next General Election to be held in 1944, as follows:

Section 10. The Legislature may provide for the division of any county or counties into convenient school districts; and for the election biennially, at the General Election, by the qualified electors of the districts, of three school trustees who shall hold their office for two years and who shall have the supervision of all the schools within the district; and for levying and collection of a school district tax, for the exclusive use of public free schools within the district, whenever a majority of the qualified electors that pay a tax on real or personal property thereof shall vote in favor of such levy; provided, that the tax authorized by this section and the tax authorized by Section 8 of this Article, both taken together, shall not exceed a total maximum of ten mills on the dollar on the taxable property of the district, and that the annual tax millage authorized by this Section shall not in any year exceed the difference between the millage levied pursuant to Section 8 of this Article and said maximum of ten mills.

Which was read the first time in full and placed on the Calendar of Bills on Second Reading, without reference.

By Senators Beacham and Shands—

Senate Bill No. 645:

A bill to be entitled An Act authorizing the return to the tax payers of certain taxes collected by the State of Florida as intangible taxes which were declared to be income taxes by the Supreme Court of the State of Florida; and providing a method for claiming the refund thereof and for the audit and payment of such claims.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 645 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Sheldon—

Senate Bill No. 646:

A bill to be entitled An Act to authorize United States Commissioners for the northern and southern districts of Florida, to administer oaths and take acknowledgments in the State of Florida; ratifying and confirming all acknowledgments or oaths heretofore taken and administered by such commissioners; and prescribing a penalty for making false oaths before such officers.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 646 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Sheldon—

Senate Bill No. 647:

A bill to be entitled An Act to amend Section 905.17, Florida Statutes, 1941, relating to those who may be present during sessions of grand jury.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 647 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 647 was read the second time in full and placed on the Calendar of Bills on Third Reading.

By permission the following Resolution was introduced:

By Senators Beacham and Lewis—

Senate Resolution No. 14:

BE IT RESOLVED BY THE SENATE:

That the Secretary of the Senate be paid the same remuneration for services rendered during the interim since the 1941 Session, as that paid the Sergeant-At-Arms.

Which was read the first time in full.

Upon the adoption of Senate Resolution No. 14 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—34.

Nays—None.

So Senate Resolution No. 14 was adopted.

Senator Cliett moved that Senate Bill No. 266, reported unfavorably by the Committee on Public Roads and Highways, be placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Sturgis moved that House Bill No. 667 be withdrawn from the Committee on Judiciary "C" and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Sturgis moved that the rules be waived and the Senate take up and consider House Bill No. 667, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 667:

A bill to be entitled An Act to authorize the Supreme Court of Florida to prescribe rules, forms of process, writs, pleadings, motions and the practice and procedure in actions either at law or in equity and in statutory and extraordinary proceedings in the Circuit Courts and Civil Courts of Record and County Courts of the State of Florida.

Was taken up.

Senator Sturgis moved that the rules be further waived and House Bill No. 667 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 667 was read the second time by title only.

Senators Sturgis and Beall offered the following amendment to House Bill No. 667:

Strike out Section 2 and renumber the sections consecutively.

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis moved that the rules be further waived and House Bill No. 667, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 667, as amended, was read the third time in full.

Upon the passage of House Bill No. 667, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Carroll, Clarke, Cliett, Coleman, Collins, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Rose, Shands, Sturgis, Taylor, Upchurch, Wilson—31

Nays—Senators Brewton, Davis, Perdue, Sheldon, Shuler—5.

So House Bill No. 667 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Peters of Dade—

House Bill No. 736:

A bill to be entitled An Act to amend Section 412.02, Florida Statutes 1941, so as to permit recipients of Old Age Assistance to work as agricultural workers during the war, and for six months thereafter, without having such assistance discontinued or reduced, and suspending the operation of all laws for the duration of said amendment.

By the Committee on Motor Vehicles and Carriers—

House Bill No. 829:

A bill to be entitled An Act to amend Section 16 of Chapter 20451, Acts of 1941, the same being Section 322.04, Florida Statutes, 1941, relating to drivers' license exemptions; Section 17 of Chapter 20451, Acts of 1941, the same being Section 322.05, Florida Statutes, 1941, relating to persons to whom drivers' license shall not be issued; and Section 18 of Chapter 20451, Acts of 1941, the same being Section 322.06, Florida Statutes, 1941, relating to special restrictions on drivers of school buses and public or common carrier motor vehicles.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives

And House Bill No. 736, contained in the above Message, was read the first time by title only.

Senator Sheldon moved that the rules be waived and House Bill No. 736 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 736 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 736 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 736 was read the third time in full.

Upon the passage of House Bill No. 736 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Wilson—33.

Nays—None.

So House Bill No. 736 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 829, contained in the above Message, was read the first time by title only.

Senator Perdue moved that the rules be waived and House Bill No. 829 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 829 was read the second time by title only.

Senator Perdue offered the following amendment to House Bill No. 829:

In Section 3, Sub-section 1, line 5, immediately following the word "school," insert the following: "except as pre-

scribed by regulations of the State Board of Education in accordance with the provisions of law."

Senator Perdue moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Perdue moved that the rules be further waived and House Bill No. 829, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 829, as amended, was read the third time in full.

Upon the passage of House Bill No. 829, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Wilson—32.

Nays—None.

So House Bill No. 829 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Perdue moved that Senate Bill No. 599 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

Senator Lewis moved that House Bill No. 716 be referred to the Committee on Agriculture and Livestock.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith, for the purpose of further consideration:

By Senator Sheldon—

Senate Bill No. 414:

A bill to be entitled An Act empowering the City of Tampa to appoint a Harbor Master for the harbor within its corporate limits; prescribing his powers and duties; providing for the method of appointing and for fixing salary; providing for the charging and allocation of fees; providing that no other person shall exercise the powers and duties of Harbor Master within its corporate limits; repealing all laws, general or special, in conflict therewith; and providing for a referendum by the voters of the city for the adoption or rejection of said Act.

By Senator Sheldon—

Senate Bill No. 415:

A bill to be entitled An Act empowering each municipality bordering on a navigable body of water in the State of Florida and having a population of not less than 75,000 nor more than 110,000 according to the last State or Federal census to appoint a Harbor Master for the harbor within its corporate limits; prescribing his powers and duties; providing for the method of appointing and for fixing salary; providing for the charging and allocation of fees; providing that no other person shall exercise the powers and duties of Harbor Master within its corporate limits; and repealing all laws, general or special, in conflict therewith.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

Senator Sheldon moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 414 passed the Senate on May 11, 1943.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 414 passed the Senate on May 11, 1943.

The question recurred on the passage of Senate Bill No. 414. Pending roll call, by unanimous consent Senator Sheldon withdrew Senate Bill No. 414.

Senator Sheldon moved that the rules be waived and the

Senate do now reconsider the vote by which Senate Bill No. 415 passed the Senate on May 11, 1943.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 415 passed the Senate on May 11, 1943.

The question recurred on the passage of Senate Bill No. 415.

Pending roll call, by unanimous consent Senator Sheldon withdrew Senate Bill No. 415.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith, for the purpose of further consideration:

By Senator Mathews—

Senate Bill No. 508:

A bill to be entitled An Act relating to and limiting the annual budgets of the City of Jacksonville for the years 1944 and 1945.

Proof of Publication attached.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

Senator Mathews moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 508 passed the Senate on May 17, 1943.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 508 passed the Senate on May 17, 1943.

The question recurred on the passage of Senate Bill No. 508.

Pending roll call, by unanimous consent Senator Mathews withdrew Senate Bill No. 508.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Upchurch—

Senate Bill No. 491:

A bill to be entitled An Act requiring the Constitutional State Board of Administration to take over the administration of debt service or other funds now or hereafter available for the payment of all bonds or debentures issued for the construction or purchase of bridges or highways which are now or hereafter leased for a term of more than one year or purchased by the State Road Department, with authority in said board to refund such bonds or debentures, said board to succeed to all the statutory powers with regard to said bonds or debentures of the officials of the public body, county, district, municipality or public bridge authority issuing same, except that ad valorem levies if necessary shall be made and collected by local tax officials.

By Senator Franklin—

Senate Bill No. 409:

A bill to be entitled An Act providing the time within which warrants drawn on the State Treasurer as ex-Officio Treasurer of the State Teachers Salary Fund may be paid, when the same become void, for notice thereof, and replacement of void or lost warrants by new warrants.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 491 and 409, contained in the above Message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

*Hon. Philip D. Beall,*  
*President of the Senate.*  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1943 Session of the Florida Legislature, with amendment:

By Senator Barringer—  
Senate Bill No. 91:

A bill to be entitled An Act to provide for the relief of the Palmer National Bank & Trust Company of Sarasota, Florida, by providing for the reimbursement to it of payments made by said bank to the Tax Collector of Sarasota County, Florida, under assessments levied for the years 1930 to 1940, both inclusive, upon the tangible personal property of said bank.

Which amendment reads as follows:

In Section 2, line 9, after the words "general school maintenance" insert the words "for the year 1943-1944." In Section 2, line 23, after the words "District Number One Maintenance" insert the words "for the year 1943-1944."

Add the following paragraph to Section 2:

That the Board of Public Instruction of Sarasota County, Florida, is authorized and directed to provide for the payment to the Palmer National Bank & Trust Company of Sarasota of the sum of \$544.76 which represents a total of the monies paid by the said bank under levies made by the taxing authorities of the County of Sarasota, Florida, on the tangible personal property of said bank for the years 1930 to 1940, both inclusive, for School Bond Interest and Sinking Fund, by setting its budget provision for School Bond Interest and Sinking Fund for the year 1943-1944 at a figure sufficient to produce and provide for the payment of said sum of \$544.76 to said bank, and the said Board is authorized and directed to draw warrants and/or execute any instruments necessary to effect the payment of and to pay the same to the said bank within the period of said fiscal year.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
WALTER P. FULLER,  
Chief Clerk House of Representatives.

And Senate Bill No. 91, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Barringer moved that the Senate do concur in the House Amendment to Senate Bill No. 91.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 91.

And Senate Bill No. 91, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

*Hon. Philip D. Beall,*  
*President of the Senate.*  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Wiseheart of Dade—  
House Bill No. 334:

A bill to be entitled An Act to make unlawful any lewd, lascivious or indecent assault or act upon or in the presence of a child and providing punishment therefor.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 334, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B."

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

*Hon. Philip D. Beall,*  
*President of the Senate.*  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Wiseheart of Dade—  
House Bill No. 274:

A bill to be entitled An Act to amend Section 909.11, Florida Statutes, 1941, relating to indictments and informations, entry of plea of guilty of an offense divided into degrees, and the taking of testimony to determine the degree of offense.

By Mr. Beasley of Walton—  
House Bill No. 390:

A bill to be entitled An Act granting a Confederate pension to William C. Ward of Walton County, Florida.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 274, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A."

And House Bill No. 390, contained in the above Message, was read the first time by title only.

Senator Maddox moved that the rules be waived and House Bill No. 390 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

*Hon. Philip D. Beall,*  
*President of the Senate.*  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Holland of Bay and Wiseheart of Dade—  
House Bill No. 473:

A bill to be entitled An Act to amend Section 443.08 of Chapter 443, Florida Statutes, 1941, as amended by Chapter 20,685, Laws of Florida, Acts of 1941, being the "Florida Unemployment Compensation Law," pertaining to contributions; by charging of employer accounts with benefits paid to individuals in the proportion to wages paid such individuals; by providing for minimum per capita reserve and suspending experience rating on a percentage of pay roll if the fund falls below such per capita reserve; by suspending all experience rating when the fund falls below \$22,000,000.00 unless such \$22,000,000.00 equals or exceeds such per capita reserve.

By Messrs. Holland of Bay and Wiseheart of Dade—  
House Bill No. 475:

A bill to be entitled An Act to amend Sections 443.03 to 443.06 inclusive of Chapter 443, Florida Statutes, 1941, as amended by Chapter 20,685, Laws of Florida, Acts of 1941, and known as the "Florida Unemployment Compensation Law," relating to definitions, payment of benefits, benefit eligibility conditions, and disqualifications for benefits by providing for a revision of the base period; by clarifying the definition of employment; by defining casual labor; by defining other employing units as employers; by clarifying the definition of wages; by revising the duration of benefits; by extending the rights of persons called into the military service; by clarifying the definition of seasonal employment and including canning of fresh citrus fruits as seasonal employment; by revising the definition of seasonal worker; by revising earning requirements for eligibility; by excepting claims filed prior to July 1, 1943 until the expiration of the benefit year, and by revising the disqualification provisions and repealing

all laws in conflict herewith and making this Amendatory Act effective July 1, 1943.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bills Nos. 473 and 475, contained in the above Message, were read the first time by titles only and referred to the Committee on Judiciary "A."

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Clement of Pinellas—

House Bill No. 589:

A bill to be entitled An Act forbidding the defense of voluntary payment in any court in the State of Florida, where, by the terms of the contract, the payment sought to be recovered could not have been lawfully demanded by the person receiving it.

By the Committee on Judiciary "B."—

Committee Substitute for House Bill No. 721:

A bill to be entitled An Act to amend Section 27.20, Florida Statutes, 1941, relating to the apportionment of State Attorneys and Assistant State Attorneys and their place of residence.

By the Committee on Finance and Taxation—

House Bill No. 764:

A bill to be entitled An Act amending Section 132.02, Florida Statutes, 1941, relating to refunding bonded and other indebtedness of taxing districts and other units; and providing for the refunding of such indebtedness of such taxing districts and other units which have been abolished.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 589, contained in the above Message, was read the first time by title only.

Senator Sturgis moved that the rules be waived and House Bill No. 589 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 589 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 589 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 589 was read the third time in full upon the passage of House Bill No. 589 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—None.

So House Bill No. 589 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And Committee Substitute for House Bill No. 721, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and Committee Substitute for House Bill No. 721 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

And House Bill No. 764, contained in the above Message, was read the first time by title only.

Senator Collins moved that the rules be waived and House Bill No. 764 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,  
May 25, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, reconsidered the vote by which it passed, and passed with amendments:

By the Committee on Public Health—

Senate Bill No. 367:

A bill to be entitled An Act to protect the health, safety and welfare of the people of the State of Florida; defining terms used in this Act; prescribing regulations for the practice of massage and the conduct of massage establishments; providing for the creation of a Board of Masseurs and defining the powers and duties of such board; providing for the inspection of all massage establishments and schools and requiring the registration of all who practice or teach massage; appropriating the proceeds thereof to accomplish the purposes of this Act; and providing penalties for the violation of any provisions of this Act.

Which amendments read as follows:

Amendment No. 1:

In Section 4, lines 9 and 10, of the bill, strike out the words: "insofar as their usual and ordinary vocation and profession is concerned, in their usual practice."

Amendment No. 2:

In Section 4, lines 12 and 13, of the bill, strike out the words: "insofar as their usual and ordinary vocation and profession as defined by the laws of this State."

Amendment No. 3:

In Section 9, line 19, of the bill, after the words "shall be" insert the following: "Registered with the State Board of Health and."

Amendment No. 4:

In Section 2, lines 6 and 7, and Section 7, line 20, of the bill, strike out the words: "gymnastics, colon irrigation."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives

And Senate Bill No. 367, contained in the above Message, was read by title, together with the House Amendments thereto.

Senator Beacham moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 367.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 367.

Senator Beacham moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 367.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 367.

Senator Beacham moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 367.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 367.

Senator Beacham moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 367.

Which was agreed to and the Senate concurred in House Amendment No. 4 to Senate Bill No. 367.

And Senate Bill No. 367, as amended, was referred to the Committee on Engrossed Bills and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham moved that the rules be waived and the hour of adjournment be extended fifteen (15) minutes.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Collins moved that the rules be waived and the Senate take up and consider Senate Bill No. 497, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 497:

A bill to be entitled An Act to amend Chapter 29.03, Florida Statutes, 1941, relating to the compensation for services of official Court Reporters, changing the basis from a unit of one hundred words to a unit of one page.

Was taken up and read the second time in full and placed on the Calendar of Bills on Third Reading.

Senator McArthur moved that the rules be waived and the Senate take up and consider House Bill No. 684, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 684:

A bill to be entitled An Act making it lawful for one State agency to convey title to lands to another State agency for the purpose of developing and maintaining State Forests, State Parks, and recreation areas upon such lands.

Was taken up.

Senator McArthur moved that the rules be further waived and House Bill No. 684 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 684 was read the second time by title only.

Senator McArthur moved that the rules be further waived and House Bill No. 684 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 684 was read the third time in full.

Upon the passage of House Bill No. 684 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So House Bill No. 684 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator McArthur moved that the rules be waived and the Senate take up and consider Senate Bill No. 567, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 567:

A bill to be entitled An Act amending Section 589.05, Florida Statutes, 1941, relating to the State Forester and fixing his salary.

Was taken up.

Senator McArthur moved that the rules be further waived and Senate Bill No. 567 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 567 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 567 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 567 was read the third time in full.

Upon the passage of Senate Bill No. 567 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Hinely, Housholder, Johnson, Lewis, Maddox, Maines, Mathews, McArthur, McKenzie, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—30.

Nays—Senators Griner, Lindler—2.

So Senate Bill No. 567 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Carroll moved that the rules be waived and the Senate take up and consider House Bill No. 797, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 797:

A bill to be entitled An Act to abolish the Fort Pierce Port District in St. Lucie County, Florida, and creating the Fort Pierce Inlet District in said county; in lieu thereof to embrace the same boundaries and area, and making provision for it as the successor thereto; providing that the Board of County Commissioners of St. Lucie County shall be the Board of Commissioners of Fort Pierce Inlet District and fixing their powers, obligations duties and authority over the said district and over the pilots, harbor masters and stevedores within the said district; and providing for the taxation, the payment and refunding of the indebtedness of the district and other matters in connection therewith.

Was taken up.

Senator Carroll moved that the rules be further waived and House Bill No. 797 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 797 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 797 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 797 was read the third time in full.

Upon the passage of House Bill No. 797 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 797 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Carroll moved that House Bill No. 801 be withdrawn from the Committee on Public Roads and Highways and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Carroll moved that the rules be waived and the Senate take up and consider House Bill No. 801, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 801:

A bill to be entitled An Act to provide for the election of the Board of Supervisors of the North St. Lucie River Drainage District; fixing the qualifications of members of the Board of Supervisors of said district; fixing the time for election of said Board; fixing the qualifications of electors of said district.

Was taken up.

Senator Carroll moved that the rules be further waived and House Bill No. 801 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 801 was read the second time by title only.

Senator Carroll offered the following amendment to House Bill No. 801:

In Section 1, line 10, (typewritten bill) strike out the words: "twenty (20)" and insert in lieu thereof the following: "seventy-five (75)."

Senator Carroll moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Carroll moved that the rules be further waived and House Bill No. 801, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 801, as amended, was read the third time in full.

Upon the passage of House Bill No. 801, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Clett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 801 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Carroll moved that the rules be waived and the Senate take up and consider House Bill No. 803, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 803:

A bill to be entitled An Act to abolish the Board of Commissioners of St. Lucie County Sanitary District and offices of Treasurer and Secretary as created and defined by Chapter 13369, Laws of Florida, 1927, and all Acts amendatory thereto; to provide that all functions, duties and powers as provided in Chapter 13369, are hereby vested in a new board to be made up ex-officio of the five County Commissioners of St. Lucie County, Florida, providing that the Clerk of the Circuit Court of St. Lucie County, Florida, shall act as Secretary and Treasurer of said district; providing that all properties and assets, as well as the books and records of said district, together with a written report setting forth the financial affairs and status of said district shall be delivered to the new board created hereunder, within thirty days after such Act becomes a law; and providing regulations incidental to the purpose and intent of this Act.

Was taken up.

Senator Carroll moved that the rules be further waived and House Bill No. 803 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 803 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 803 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 803 was read the third time in full.

Upon the passage of House Bill No. 803 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Clett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 803 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Lewis moved that the rules be waived and the Senate take up and consider Senate Bill No. 59, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 59:

A bill to be entitled An Act to declare when and under what circumstances recorded mortgages or liens affecting real estate shall, as to third persons, be presumed to have been paid and satisfied.

Was taken up.

Senator Lewis moved that the rules be further waived and Senate Bill No. 59 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 59 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 59:

A bill to be entitled An Act to declare when and under what circumstances recorded mortgages or liens affecting real estate shall, as to third persons, be presumed to have been paid and satisfied.

Was taken up and read the first time by title only.

Senator Lewis moved that the rules be further waived and the Committee Substitute for Senate Bill No. 59 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 59 was read the second time by title only.

Senator Lewis moved the adoption of the Committee Substitute for Senate Bill No. 59.

Which was agreed to and the Committee Substitute for Senate Bill No. 59 was adopted.

Senator Lewis moved that the rules be further waived and the Committee Substitute for Senate Bill No. 59 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 59 was read the third time in full.

Upon the passage of the Committee Substitute for Senate Bill No. 59 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Taylor, Upchurch, Wilson—31.

Nays—Senators Clarke, Sturgis—2.

So Committee Substitute for Senate Bill No. 59 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Lewis moved that the Senate take up and consider Senate Bill No. 78, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 78:

A bill to be entitled An Act to amend Section 415.21, Florida Statutes, 1941, relating to placing delinquent children on probation; and to amend Section 955.20, Florida Statutes, 1941, relating to the commitment of persons between sixteen and eighteen years of age convicted of certain crimes, to the Florida Industrial School for Boys; and repealing Section 955.19, Florida Statutes, 1941, relating to committing persons over ten years and under eighteen years of age to the guardianship of the Florida Industrial School for Boys, upon complaint being made of incorrigible and vicious conduct.

Was taken up.

Senator Lewis moved that the rules be further waived and Senate Bill No. 78 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 78 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 78 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 78 was read the third time in full and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Clarke, Clett, Coleman, Collins, Davis, Graham, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—Senators Franklin, Griner—2.

So Senate Bill No. 78 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Pursuant to the motion made by Senator Collins on May 19, 1943, and the hour having arrived, the Senate took up for consideration Senate Bill No. 547, as a Special and Continuing Order.

Senate Bill No. 547:

A bill to be entitled An Act amending Chapter 20722, Laws of Florida, Acts of 1941, being "An Act relating to and concerning taxation; providing for: lien of taxes; assessment of real and personal property; name in which real estate

assessed where no return made; submission of assessment roll; completing assessment roll; rate of taxation; when collections to be made; correction of errors; duties of County and State Officers; date taxes become delinquent; the sale of lands for unpaid taxes; when taxes due; discounts; issuance, sale and redemption of tax sale certificates; the procedure for issuing tax deeds to persons other than the county and to the county; the county to sell and convey lands owned by virtue of tax deeds; refunds. cancellation of certain tax sale certificates on order of Comptroller; Comptroller to be party to suit to cancel certain tax certificates; right of immediate possession in the grantee of tax deed; the Comptroller to prescribe forms, rules and regulations and to have general supervision over the assessment and collection of taxes, and of assessment rolls and county budgets, with the approval of the Governor; and furnish forms; the enforcement of this Act; submission of Tax Assessors' and Collectors' budgets; reduction of millage after raising assessment; submission of taxing authorities' budgets to the State Superintendent of Public Instruction as provided by law; penalties for violation of certain sections of this Act; the repeal of laws in conflict herewith."

By: (1) amending Sections 1, 2, 4, 5, 7, 10, 16, 19, 22, 23, 28, 34, 36, 40, 41, 42, 43, 44, 46, 51 and 54 thereof, and (2) repealing Sections 37, 38, 39 and 41 thereof, and (3) adding thereto Section 2 (a); such amendments prescribing the conditions under which title to lands shall vest in the county for delinquent taxes; providing for in rem proceedings to quiet and confirm title in the county; providing for joint action of county and municipalities in fixing prices for sale of lands title to which becomes vested in the county and distribution of proceeds thereof in satisfaction of all liens of county and municipality; providing title to certain municipally owned lands shall not become vested in the county and concerning the sale thereof and distribution of proceeds in full satisfaction of all county and municipal liens; providing for approval of budgets of taxing authorities by State Budget Commission or State Board of Education as the case may be; and prohibiting sub-dividing of lands or recording of plats thereof until all taxes thereon are paid; providing lands title to which becomes vested in the county may be dedicated to public use and method therefor.

Was taken up and read the second time in full.

The hour of adjournment having arrived a point of order was called and the Senate recessed at 1:17 o'clock P. M., until 3:00 o'clock P. M., this day.

## AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheidon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

A quorum present.

## REPORTS OF COMMITTEES

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 158:

A bill to be entitled An Act to amend Sections 1, 2, 4, 5 and 14, of Chapter 20977, Laws of Florida, 1941, the same being "An Act assessing, levying and imposing an annual license tax upon every person, firm, co-partnership, joint adventure, joint stock company, association, corporation, estate, fiduciary, or any other association of persons conducting, engaging in or carrying on the business of a retailer in this State, and operating an independent store or one or more chain stores within this State; and to classify such stores for the purpose of such license taxes and of graduating the license tax in accordance with the number of stores operated under a single ownership, management or supervision, whether operated in this State or not; and also assessing, levying, and imposing a separate and additional annual license tax based on the amount of inventory of the merchandise of such stores in this State and the merchandise warehoused for the benefit

of such stores in this State, and providing the time and manner of determination of the amount of such tax and the dates of payment thereof; defining "independent store" and "chain stores" and other words and phrases used in this Act; to provide for the administration and enforcement of this Act; to provide for the creation and enforcement of a lien upon the property of persons and associations liable for the payment of such license tax; to provide penalties for the violation of this Act; to provide for the filing of sworn reports by the person or association on which such license tax is imposed; and to repeal conflicting laws, including all parts and sections of Chapter 16848, Laws of Florida, 1935; and to appropriate the revenues derived hereunder." so as to define "department store," assess, levy and impose an annual license tax upon each person, firm, co-partnership, joint adventure, joint stock company, association, corporation, estate, fiduciary, or any other association of persons, conducting, engaging in or carrying on the business of a retailer in this State and operating a department store as defined in this Act whether as an independent store or as one or more chain stores; to provide for the filing of sworn reports by the person or association on which such license tax is imposed; and to amend the title of said Chapter 20,977 so as to make it conform to the body of Chapter 20,977 as it is amended by this Act; and to give the effective date of this Act.

Have had the same under consideration, and recommend that the same does not pass.

Very respectfully,

LEROY COLLINS,

Chairman of Committee.

And Senate Bill No. 158, contained in the above report, was laid on the table.

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 553:

A bill to be entitled An Act imposing an excise tax upon admissions to places of amusement; to provide for the collection of such tax, and providing a penalty for the evasion thereof.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,

LEROY COLLINS,

Chairman of Committee.

And Senate Bill No. 553, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 114:

A bill to be entitled An Act authorizing and directing the Board of Commissioners of State Institutions of the State of Florida to establish a home for the care and treatment of children with incurable diseases and who are suffering from afflictions rendering them helpless to a large degree and who are without finances or means or other sources of support and authorizing and providing for the operation thereof and admissions thereto and authorizing and directing the Board of Commissioners of State Institutions to make rules and regulations therefor and providing appropriation therefor.

Have had the same under consideration, and report same without recommendation.

Very respectfully,

ERNEST F. HOUSHOLDER,

Chairman of Committee.

And Senate Bill No. 114, contained in the above report, was referred to the Committee on Public Health under the joint reference.

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 349:

A bill to be entitled An Act providing for the establishment of a service and repair department for the State and fixing its powers, duties and authority; requiring all State departments, officers, boards and other agencies to use the services of such department in the care, repair and preservation of the typewriters, adding machines, bookkeeping machines and other business machines under their care and control; and providing for the payment of fees to such department for such services.

Have had the same under consideration, and report same without recommendation.

Very respectfully,  
ERNEST F. HOUSHOLDER,  
Chairman of Committee.

And Senate Bill No. 349, contained in the above report, was placed on the calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred: House Bill No. 484:

A bill to be entitled An Act to amend Sections 477.04, 477.09, 477.11, 477.12, 477.13, 477.15, 477.18 and 477.23, Florida Statutes 1941, and Sections 1, 3, 4, 5, 6, 7, 8, 9 and 10 of Chapter 20333, Acts of 1941, and Sections 1 and 2 of Chapter 20860, Acts of 1941, same being Sections 477.02, 477.06, 477.07, 477.08, 477.14, 477.17, 477.20, 477.21, and 477.27 of Florida Statutes 1941; the "Florida Beauty Culture Law," regulating the practice of Beauty Culture and Beauty Culture Schools and providing penalties for violations thereof; and providing further for the issuance of injunctions to restrain violations of the provisions of said "Florida Beauty Culture Law;" and repealing all laws in conflict therewith.

Have had the same under consideration, and recommend that the same pass.

Very respectfully,  
JNO. R. BEACHAM,  
Chairman of Committee.

And House Bill No. 484, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Appropriations, to whom was referred: Senate Bill No. 84:

A bill to be entitled An Act relating to hospitals that have been or may be established under the provisions of Chapter 20905, Laws of Florida, Acts of 1941, and public county hospitals generally, providing for an appropriation therefor and the method of paying the same and the manner in which it shall be expended.

Have had the same under consideration, and report same without recommendation.

Very respectfully,  
ERNEST F. HOUSHOLDER,  
Chairman of Committee.

And Senate Bill No. 84, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 498:

A bill to be entitled An Act to amend Section 409.10, Florida Statutes, 1941, relating to employees of the State Welfare Board and District Boards, by adding a proviso with respect to the salaries of administrative employees.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 498, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 474:

A bill to be entitled An Act to amend Section 425.02 of Chapter 425, Florida Statutes, 1941, Rural Electric Cooperative Law, by providing that Rural Electric Cooperative Non-Profit Corporations formed in the manner provided in said Chapter shall be public agencies, have the same rights and hold their properties in the same manner as do other political sub-divisions of the State.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 474, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 544:

A bill to be entitled An Act making an appropriation of twenty-five thousand dollars annually out of the State Road License Fund to the State Planning Board.

Have carefully examined the same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 544, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 360

A bill to be entitled An Act fixing the compensation and mileage of County Commissioners in counties having a population of not less than 74,000 and not more than 80,000 by the last preceding Federal census.

Have carefully examined the same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 360, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 214:

A bill to be entitled An Act authorizing the Governor of the State of Florida, upon the request of the Board of County Commissioners of any county in the State of Florida with the population in excess of 50,000, to appoint and detail to service in such county one additional Assistant State Auditor for the purpose of continuously examining and auditing the offices, records and accounts of all the county officials, boards and other public institutions of said county, except municipalities; the county in such cases paying the compensation of such additional Assistant State Auditor so appointed and detailed, and authorizing the State Auditor to employ additional Assistant State Auditors so appointed.

Have carefully examined the same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 214, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third reading:

Senate Bill No. 538:

A bill to be entitled An Act amending Section 1 of Chapter 20675, Laws of Florida, Acts 1941 Legislature, being Section 409.16, Florida Statutes, 1941, entitled: "An Act to amend Section 17, Chapter 18285, Laws of Florida, 1937, as amended, same being entitled: 'An Act creating a State Welfare Board and district Welfare Boards and providing for their appointment, qualifications, powers and duties: providing that said State Board shall be the agent for the United States, State, County, and Municipal governments in the administration of funds for the relief of unfortunates; and authorizing the said boards to act as agent for the United States, State, County and Municipal Governments in the administration of any funds for investigation, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal Governments; authorizing the State Welfare Board to formulate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children: authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof;

repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act. By raising the maximum monthly Old Age Assistance benefits payable under said Act from thirty (\$30.00) dollars, to forty (\$40.00) dollars, per month; repealing all laws in conflict therewith; and providing for an effective date." By providing that for the duration of the present war, persons eligible to receive monthly Old Age Assistance may engage in certain agricultural pursuits without prejudice to enjoyment of the benefits of such assistance.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 538, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 577:

A bill to be entitled An Act making it unlawful for any foreign insurance company to write a policy on the life of a person in the State unless the same is written or delivered through a licensed Florida Agency or Agency having territory in Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 577, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 412:

A bill to be entitled An Act to amend Chapter 20061, Laws of Florida, entitled: "An Act providing a pension system for certain officers and employees of the City of Pensacola, Florida; creating a Pension Board of said city; providing pensions for retired and disabled officers and employees of said city; creating a Retirement Fund and making provision for contributions into same by officers and employees of said city and for payments to pensioners from same; providing for the investment of funds held in such Retirement Fund; providing that the provisions of this Act shall not affect present pensioners, and repealing all laws in conflict with the provisions of this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 412, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 427:

A bill to be entitled An Act for the relief of Albert S. Brown of Orlando, Orange County, Florida, to compensate him for the loss of his right hand in the operation of a certain hand fed job printing press owned and operated by the Florida Industrial School for Boys, an agency of the State of Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 427, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred (with amendments), after Third Reading:

Senate Bill No. 66:

A bill to be entitled An Act relating to General, Special

and Primary Elections in all counties of the State wherein voting machines are used in elections; requiring persons presenting themselves to vote on election day to sign their names; providing for the comparison of the handwriting of signature of elector at time of registration with that on election day for the purpose of identification of qualified elector; providing for identification slip, to be signed by the elector, by the official comparing the signature and by the official operating the voting machine and forms thereof; providing for procedure and forms in lieu of identification slips when elector unable to write; providing a form report to be signed and filed by officials operating voting machines when such officials relieve each other providing for the preparation, delivery, custody and preservation of signature slips and locked containers therefor and other election paraphernalia; providing for affidavits of electors in cases of doubtful identity; authorizing Clerk and Inspectors of election to administer oaths in certain cases; providing that polling lists be dispensed with; providing that proof of certain facts is prima facie evidence of voting; providing that proof of violations is prima facie evidence that violation was wilful and fraudulent; providing that possession and delivery of identification slips except as provided be unlawful and providing for the punishment therefor; providing that signed certificates of election results are admissible in evidence to prove that persons signing same were election officials; providing that no person shall be in the voting machine with elector when curtain is closed except as provided; providing that persons violating any provision of this Act shall be guilty of misdemeanor and fixing the punishment therefor; and other matters relating thereto.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 66, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 83:

A bill to be entitled An Act authorizing, empowering and directing the State of Florida, through the Trustees of the Internal Improvement Fund, to convey to any municipality, county or Board of Public Instruction of the State of Florida, for public purposes, without consideration and without sale, any lands the title to which vested in the State of Florida pursuant to Chapter 18296, Laws of Florida, Acts 1937 Legislature; providing that request for such conveyance shall be evidenced by certified copy of resolution of Board of County Commissioners or County Board of Public Instruction, as the case may be, setting forth the public purpose to which said lands shall be devoted.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 83, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 24:

A bill to be entitled An Act to provide for absentee voting of electors of the State of Florida who are in the armed forces of the United States and absent from the State of Florida by reason thereof; to prescribe rules and regulations for such absentee voting and for the payment of expenses thereof.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 24, contained in the above report, was certified to the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

## Senate Bill No. 483:

A bill to be entitled An Act to abolish the present municipal government of the Town of Cross City, in Dixie County, Florida, established under House Bill No. 1639, Chapter 21165, Acts of 1941, Laws of Florida, and to establish, organize and incorporate a municipality to be known and designated as the Town of Cross City, in Dixie County, Florida, to define the territorial boundaries of such town and to provide for its jurisdiction, powers, officers and privileges and to provide when this Act shall become effective.

Hereby reports that the above bill has been correctly enrolled and is presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully  
S. A. HINELY,

Chairman of the Joint Committee on Enrolled  
Bills on the Part of the Senate.

The Bill contained in the above report was duly signed by the President and Secretary of the Senate in open session, and was ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

## Committee Substitute for House Bill No. 140:

A bill to be entitled An Act defining and regulating and providing for the formation, operation and dissolution of limited partnerships, describing the rights, duties and liabilities of general and limited partners thereof, and providing for the service of process in actions with regard thereto; requiring such limited partnerships to make annual report to the Secretary of State; to obtain certificate of authority, annual renewals thereof; fixing the amount of filing fees prerequisite to obtaining a certificate of authority or renewal thereof and providing for the disposition of such filing fees.

## House Bill No. 205:

A bill to be entitled An Act making refunding bonds and gasoline or other fuel tax anticipation certificates issued by the State Board of Administration, under Section 16 of Article IX of the Constitution of this State, eligible for investment by banks and trust companies.

## House Bill No. 284:

A bill to be entitled An Act to amend Section 95.11, Florida Statutes of 1941, relating to limitations upon actions other than real actions.

## House Bill No. 309:

A bill to be entitled An Act authorizing and empowering cities, towns and villages to establish and maintain post-war public works reserve funds, to formulate, develop and revise capital budgets and schedules for long-range, post-war programs of public works projects, and to make preliminary plans and surveys therefor.

## House Bill No. 370:

A bill to be entitled An Act to amend certain Sections of Chapter 415, Florida Statutes, 1941, defining and relating to dependent and delinquent children; providing that the provisions of said Chapter shall apply only to children less than eighteen years of age; providing for the commitment of delinquent children charged or convicted of crime; and repealing Section 955.20, Florida Statutes, 1941, relating to commitment of convicted minors to Industrial School.

## House Bill No. 411:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in equity brought by any city, village or town of this State to enforce and satisfy its tax or assessment liens on property located therein the title to which vested in and is held by the State of Florida under Chapter 18296, Laws of Florida, Acts of 1937; providing that the former owner of said property, or anyone claiming by, through or under him, or anyone claiming lien thereon, may be made parties to such suits for the purpose of barring the assertion of any rights or claims therein; providing that Taxing Districts may be made parties to such suits; establishing and providing the manner and method of adjudicating and discharging the interest of the State of Florida and the tax and assessment liens of the

city, village or town, and taxing districts, in and on said property in said proceedings; providing for the sale of said property and for the distribution of the proceeds thereof, after payment of certain costs and attorneys fees; providing that such suits shall be cognizable only in the Courts of the State of Florida, and for the venue of such suits and the service of process therein; and providing that the Attorney General of the State of Florida shall represent the State in such suits.

## House Bill No. 568:

A bill to be entitled An Act to amend Section 26.35, Florida Statutes, 1941, relating to terms of the Circuit Court in the Fourteenth Judicial Circuit.

## House Bill No. 633:

A bill to be entitled An Act providing for the appointment and compensation and fund out of which compensation shall be paid, of Chief Traffic Officer and Deputy Traffic Officers in counties having a population of more than 200,000 according to the last preceding State or Federal census, wherein such offices are in existence in accordance with Chapter 18396, Laws of Florida, Acts of 1937.

## House Bill No. 770:

A bill to be entitled An Act fixing the compensation of the members of the Board of Public Instruction for the County of Taylor and State of Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully

S. A. HINELY,

Chairman of the Joint Committee on Enrolled  
Bills on the Part of the Senate.

Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

## House Memorial No. 9:

A Memorial to the Congress of the United States of America, petitioning the immediate passage of the Boren Bill now pending before Congress, known and designated as House Resolution 1502, amending the securities and exchange Act of 1934, and introduced by Congressmen Lyle H. Boren of Oklahoma.

## House Concurrent Resolution No. 16:

A Resolution of the House of Representatives of the Legislature of Florida, the State Senate concurring, extending, in behalf of the people of the State of Florida, congratulations to and commending General Dwight D. Eisenhower, United States Army, and all of the Allied Forces under his command, for their outstanding, timely and complete victory over the Axis and Fascists Forces in the North African Campaign.

## House Bill No. 198:

A bill to be entitled An Act relating to Court's charge to the jury, direction of verdict, and amending Section 54.17, Florida Statutes, 1941.

## House Bill No. 213:

A bill to be entitled An Act for the relief of E. L. Brannon, M. A. Summers, E. R. Wright and D. G. McCormick for salaries as Fire Wardens of the Everglades Fire Control District, which were withheld and unpaid, and appropriating sufficient moneys from the Everglades Fire Control District Fund to pay same and directing the payment thereof by the State Comptroller and State Treasurer.

## House Bill No. 280:

A bill to be entitled An Act to amend Section 653.17, Florida Statutes, 1941, relating to deposits made by Trustees and providing for payments in the event of death of the person so described as Trustee to the person for whom the deposit was made.

## House Bill No. 534:

A bill to be entitled An Act to amend Section 2 of Chapter 16598, Laws of Florida, Special Acts of 1933, entitled: "An Act creating and establishing a Special District in Monroe County, Florida, to be known as 'Overseas Road and Toll Bridge District'; defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidences of indebtedness; providing for the repayment of such borrowed moneys and the interest therein out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right-of-way over any lands, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other acts and things necessary, incident and proper in furtherance of the purposes and objects aforesaid, including the levy of an annual ad valorem tax for the maintenance, repair, and operation of said toll bridges and toll highways, and repealing all laws or parts of laws in conflict herewith." To provide that members of the Board of Commissioners of Overseas Road and Toll Bridge District be qualified registered voters of Monroe County, State of Florida.

## House Bill No. 563:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Polk County, Florida.

## House Bill No. 780:

A bill to be entitled An Act to prohibit live stock from running or roaming at large within the following territorial limits of Lee County in the State of Florida, and providing for the enforcement of this Act and for the impounding of live stock found running or roaming at large in said portion of Lee County in the State of Florida, and providing that persons damaged by such live stock running or roaming at large may recover damages therefor and providing a penalty for the violation of the provisions of this Act and for the taking effect of said Act.

## House Bill No. 781:

A bill to be entitled An Act to validate, ratify, approve and confirm the issuance of those certain bonds of Special Tax School District No. 9, Dade County, Florida, in the principal sum of \$150,000, bearing 4% interest, dated May 1, 1942, the issuance of which was approved at an election held May 5, 1942; and to ratify, approve, validate and confirm the resolutions passed, actions taken and proceedings had and done by the Board of Public Instruction of Dade County, Florida, the Supervisor of Registration and the Board of County Commissioners of said county and to approve, ratify and confirm all other matters and things done in connection with and concerning the issuance of said bonds and the validity thereof.

## House Bill No. 784:

A bill to be entitled An Act to validate, ratify, approve and confirm the issuance of those certain bonds of Special Tax School District No. 7, Dade County, Florida, in the principal sum of \$150,000, bearing 4% interest, dated May 1, 1942, the issuance of which was approved at an election held May 5, 1942; and to ratify, approve, validate and confirm the resolutions passed, actions taken and proceedings had and done by the Board of Public Instruction of Dade County, Florida, the Supervisor of Registration and the Board of County Commissioners of said county and to approve, ratify and confirm all other matters and things done in connection with and concerning the issuance of said bonds and the validity thereof.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signature of the President and Secretary of the Senate.

Very respectfully

S. A. HANELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills, Resolution and Memorial contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

## House Memorial No. 13:

A MEMORIAL to the President of the United States of America petitioning the President to place the United States Employment Service offices in the State of Florida under the jurisdiction of the Florida Industrial Commission.

## Committee Substitute for House Bill No. 52:

A bill to be entitled An Act to amend Section 46.09 of Florida Statutes of 1941, by providing that the term 'claims in his own right' as therein used shall include any and all claims of whatever character and description arising out of the same accident, including claims for personal injuries, property damage and the like.

## House Bill No. 445:

A bill to be entitled An Act providing for the redesignation and re-establishment of the eastern portion of State Road 17 extending from Haines City to Deer Park, Florida, so the same shall hereafter extend east from Haines City, Florida, to terminate at or near Holopaw, Florida.

## House Bill No. 481:

A bill to be entitled An Act amending Section 41.03 of Florida Statutes, 1941, relating to the drawing of jurors for regular and special terms of the County Judges' Court.

## House Bill No. 540:

A bill to be entitled An Act guaranteeing to the "Old Age Assistance Tax Fund" of the State of Florida two million dollars annually in addition to all other appropriations to said fund except those revenues paid into said fund from racing; making an appropriation to said fund from the General Revenue Fund of the State of Florida of such amounts which, when added to monies derived from racing under Chapters 20306 and 20307, Laws of Florida, Acts of 1941, or any law or laws enacted at the 1943 Session of the Legislature imposing a tax on racing and appropriated to the "Old Age Assistance Tax Fund," will provide two million dollars annually for said "Old Age Assistance Tax Fund;" prescribing the duties of certain State Officials in connection herewith; and repealing all laws in conflict with the provisions of this Act.

## House Bill No. 785:

A bill to be entitled An Act to amend Section 10 of the Charter of the City of Coral Gables, being Chapter 13972, Laws of Florida, Acts of 1929, entitled An Act to abolish the present municipal government of the City of Coral Gables, Dade County, Florida, and create, establish and organize a municipality to be known and designated as the City of Coral Gables, and to define its territorial boundaries, and to provide for taxes, government, jurisdiction, powers and privileges, as amended, so as to permit the City Commission under certain circumstances to call for new registration in connection with any municipal election.

## House Bill No. 778:

A bill to be entitled An Act abolishing Special Road and Bridge District Number One of Washington County, Florida; providing for the disposition of the moneys of said district; requiring that all books writings, accounts and records of said district be delivered to the Clerk of the Circuit Court of said county for preservation among the records of his office; vesting title of property other than moneys, in the Board of County Commissioners of said county, and granting to such board the right to do any Act or deed for and in behalf of said district subsequent to date said district shall

stand abolished necessary to conclude the affairs of said district; and providing that all tax redemptions payable to said district accruing subsequent to the abolishment of said district shall be paid into the Road and Bridge Fund of said county.

#### House Bill No. 789:

A bill to be entitled An Act to amend Sections 4 and 5 of Chapter 19369, Laws of Florida, 1939, being An Act for the relief of H. S. Wells and others by requiring the refund of moneys received from the sale of certain illegal tax certificates, by requiring the Board of Administration of the State of Florida to pay certain moneys to the Board of Bond Trustees of Putnam County, Florida, for such purpose.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,  
S. A. HINELY

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills, Memorial and Committee Substitute contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

#### House Bill No. 720:

A bill to be entitled An Act to amend Chapter 8375 of the Acts of 1919, the same being entitled "An Act to abolish the present municipal corporation of the Town of Tavares, Lake County, Florida, and to organize a town government for the same and to provide its jurisdiction and powers; to create the same into an independent Road District of Lake County," as amended by Chapter 9099 of the Acts of 1921 and as amended by Chapter 11255 of the Acts of 1925, Regular Session, as amended by Chapter 11772 of the Acts of 1925, Special Session and as amended by Chapter 15540 of the Acts of 1931, Regular Session, so as to change the corporate limits of the Town of Tavares; to repeal certain portions of said Act, to amend certain portions thereof and providing a town government for said town.

#### House Bill No. 726:

A bill to be entitled An Act to provide for the registration and re-registration of all qualified electors in Suwannee County, Florida, as a prerequisite for voting; and further providing for new registration books and for payment of expenses of the same by the Board of County Commissioners of Suwannee County and for compensation of the Registration Officer by the Board of County Commissioners of Suwannee County.

#### House Bill No. 743:

A bill to be entitled An Act authorizing the Boards of County Commissioners in counties having a population of not less than seventy-four thousand (74,000) and not more than seventy-six thousand (76,000) by the last preceding census, State or Federal, to sell and convey borrow pits and clay pits in their respective counties which are no longer in use.

#### House Bill No. 749:

A bill to be entitled An Act requiring the Supervisor of Registration of all counties of the State of Florida, having a population of not more than seven thousand thirty (7,030) and of not less than seven thousand ten (7,010), according to the last Federal census to re-register all qualified voters in such counties; and providing for the payment thereof; and providing for the repeal of all laws in conflict with this Act; and providing when this Act shall become effective.

#### House Bill No. 760:

A bill to be entitled An Act to authorize the Board of County Commissioners of Bradford County, Florida, to transfer certain funds on deposit or as may hereafter be deposited in the Bond Refunding Account Fund to the County General Fund, and to use said funds as in the discretion of said Board of County Commissioners will best serve the interests of Bradford County as a whole.

#### House Bill No. 762:

A bill to be entitled An Act validating, ratifying and confirming the sale and conveyance by County of Palm Beach of certain land comprising 1.7 acres, more or less, in Palm Beach County, Florida, to Mrs. Agnes M. Goodman (Mrs. Roy Goodman).

#### House Bill No. 766:

A bill to be entitled An Act placing the custody and control of voting machines in the Boards of County Commissioners in counties having a population of over 250,000 when not in use at any election; providing for employment by such boards of custodians therefor, and repealing any laws in conflict herewith.

#### House Bill No. 776:

A bill to be entitled An Act to amend Section Six of Chapter 10781 of the Laws of Florida, Acts of 1925, entitled "An Act to abolish the present municipal government of the Town of Lake Hamilton, in the County of Polk, Florida, and to establish, organize and constitute a municipality to be known and designated as the Town of Lake Hamilton; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges, and for the exercise of same."

#### House Bill No. 777:

A bill to be entitled An Act to amend Section 60 of Chapter 10301 of the Special Acts of the Legislature of the State of Florida of 1925 entitled: "An Act to abolish the present municipal government of the Town of Auburndale, in Polk County, Florida; to create and establish a new municipality to be known as the City of Auburndale, Polk County, Florida; and to fix and provide its territorial limits, jurisdiction and powers, and the jurisdiction and powers of its officers"; which amendment sets the date on which taxes become delinquent and provides for penalty interest after same become delinquent; and repealing laws and parts of laws in conflict herewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Your Joint Committee on Enrolled Bills, to whom was referred:

#### Senate Bill No. 264:

A bill to be entitled An Act defining the term "Administrative Board of the State of Florida"; providing that any member of the armed forces of the United States of America now or hereafter on active duty, who, at the time of his becoming such a member, was in good standing with any Administrative Board of the State of Florida, and was entitled to practice or engage in his profession or vocation in the State of Florida, shall be kept in good standing by such Administrative Board of the State of Florida, without registering, paying dues or fees or performing any other act on his part to be performed, as long as he is a member of the armed forces of the United States of America on active duty, and for a period of six months after his discharge from active duty as a member of the armed forces of the United States of America; repealing all laws and parts of laws, General and Special, in conflict with this Act; and providing when this Act shall take effect.

#### Senate Bill No. 267:

A bill to be entitled An Act adopting a comparative negligence rule for negligence actions.

#### Senate Bill No. 409:

A bill to be entitled An Act providing the time within which warrants drawn on the State Treasurer as ex-Officio Treasurer of the State Teachers Salary Fund may be paid, when the same become void, for notice thereof, and replacement of void or lost warrants by new warrants.

## Senate Bill No. 491:

A bill to be entitled An Act requiring the Constitutional State Board of Administration to take over the administration of debt service or other funds now or hereafter available for the payment of all bonds or debentures issued for the construction or purchase of bridges or highways which are now or hereafter leased for a term of more than one year or purchased by the State Road Department, with authority in said board to refund such bonds or debentures, said board to succeed to all the statutory powers with regard to said bonds or debentures of the officials, of the public body, county, district, municipality or public bridge authority issuing same, except that ad valorem levies if necessary shall be made and collected by local tax officials.

Hereby reports that the above bills have been correctly enrolled and are presented herewith for the signature of the President and Secretary of the Senate.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were duly signed by the President and Secretary of the Senate in open session, and ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

Your Joint Committee on Enrolled Bills, to whom was referred:

## Committee Substitute for House Bill No. 140:

A bill to be entitled An Act defining and regulating and providing for the formation, operation and dissolution of limited partnerships, describing the rights, duties and liabilities of general and limited partners thereof, and providing for the service of process in actions with regard thereto: requiring such limited partnerships to make annual report to the Secretary of State; to obtain certificate of authority, annual renewals thereof; fixing the amount of filing fees prerequisite to obtaining a certificate of authority or renewal thereof and providing for the disposition of such filing fees.

## House Bill No. 205:

A bill to be entitled An Act making refunding bonds and gasoline or other fuel tax anticipation certificates issued by the State Board of Administration, under Section 16 of Article IX of the Constitution of this State, eligible for investment by banks and trust companies.

## House Bill No. 284:

A bill to be entitled An Act to amend Section 95.11, Florida Statutes of 1941, relating to limitations upon actions other than real actions.

## House Bill No. 309:

A bill to be entitled An Act authorizing and empowering cities, towns and villages to establish and maintain post-war public works reserve funds, to formulate, develop and revise capital budgets and schedules for long-range, post-war programs of public works projects, and to make preliminary plans and surveys therefor

## House Bill No. 370:

A bill to be entitled An Act to amend certain Sections of Chapter 415, Florida Statutes, 1941, defining and relating to dependent and delinquent children; providing that the provisions of said Chapter shall apply only to children less than eighteen years of age; providing for the commitment of delinquent children charged or convicted of crime; and repealing Section 955.20, Florida Statutes, 1941, relating to commitment of convicted minors to Industrial School.

## House Bill No. 411:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in equity brought by any city, village or town of this State to enforce and satisfy its tax or assessment liens on property located therein the title to which vested in and is held by the State of Florida under Chapter 18296, Laws of Florida, Acts of 1937; providing that the former owner of said property, or anyone claiming by, through or under him, or anyone claiming lien thereon may be made parties to such suits for the purpose of barring the assertion of any rights or claims therein; providing that Taxing Districts may be made parties to such suits; establishing and providing the manner

and method of adjudicating and discharging the interest of the State of Florida and the tax and assessment liens of the city, village or town, and taxing districts, in and on said property in said proceedings; providing for the sale of said property and for the distribution of the proceeds thereof, after payment of certain costs and attorneys fees; providing that such suits shall be cognizable only in the Courts of the State of Florida, and for the venue of such suits and the service of process therein; and providing that the Attorney General of the State of Florida shall represent the State in such suits.

## House Bill No. 568:

A bill to be entitled An Act to amend Section 26.35, Florida Statutes, 1941, relating to terms of the Circuit Court in the Fourteenth Judicial Circuit.

## House Bill No. 633:

A bill to be entitled An Act providing for the appointment and compensation and fund out of which compensation shall be paid, of Chief Traffic Officer and Deputy Traffic Officers in counties having a population of more than 200,000 according to the last preceding State or Federal census, wherein such offices are in existence in accordance with Chapter 18396, Laws of Florida, Acts of 1937.

## House Bill No. 770:

A bill to be entitled An Act fixing the compensation of the members of the Board of Public Instruction for the County of Taylor and State of Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate

Your Joint Committee on Enrolled Bills, to whom was referred:

## House Memorial No. 9:

A Memorial to the Congress of the United States of America, petitioning the immediate passage of the Boren Bill now pending before Congress, known and designated as House Resolution 1502, amending the securities and exchange Act of 1934, and introduced by Congressman Lyle H. Boren of Oklahoma.

## House Concurrent Resolution No. 16:

A Resolution of the House of Representatives of the Legislature of Florida, the State Senate concurring, extending, in behalf of the people of the State of Florida, congratulations to and commending General Dwight D. Eisenhower, United States Army, and all of the Allied Forces under his command, for their outstanding, timely and complete victory over the Axis and Fascist Forces in the North African Campaign.

## House Bill No. 198:

A bill to be entitled An Act relating to Court's charge to the jury, direction of verdict, and amending Section 54.17, Florida Statutes, 1941.

## House Bill No. 213:

A bill to be entitled An Act for the relief of E. L. Brannon, M. A. Summers, E. R. Wright and D. G. McCormick for salaries as Fire Wardens of the Everglades Fire Control District, which were withheld and unpaid, and appropriating sufficient moneys from the Everglades Fire Control District Fund to pay same and directing the payment thereof by the State Comptroller and State Treasurer.

## House Bill No. 280:

A bill to be entitled An Act to amend Section 653.17, Florida Statutes, 1941, relating to deposits made by Trustees and providing for payments in the event of death of the person so described as Trustee to the person for whom the deposit was made.

## House Bill No. 534:

A bill to be entitled An Act to amend Section 2 of Chapter 16598, Laws of Florida, Special Acts of 1933, entitled: "An Act creating and establishing a Special District in Monroe County, Florida, to be known as 'Overseas Road and Toll Bridge District'; defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor;

defining the purposes and powers of said District; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidences of indebtedness; providing for the repayment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right-of-way over any lands, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other acts and things necessary, incident and proper in furtherance of the purposes and objects aforesaid, including the levy of an annual ad valorem tax for the maintenance, repair, and operation of said toll bridges and toll highways, and repealing all laws or parts of laws in conflict herewith." To provide that members of the Board of Commissioners of Overseas Road and Toll Bridge District be qualified registered voters of Monroe County, State of Florida.

#### House Bill No. 563:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Polk County, Florida.

#### House Bill No. 780:

A bill to be entitled An Act to prohibit live stock from running or roaming at large within the following territorial limits of Lee County in the State of Florida, and providing for the enforcement of this Act and for the impounding of live stock found running or roaming at large in said portion of Lee County in the State of Florida, and providing that persons damaged by such live stock running or roaming at large may recover damages therefor and providing a penalty for the violation of the provisions of this Act and for the taking effect of said Act.

#### House Bill No. 781:

A bill to be entitled An Act to validate, ratify, approve and confirm the issuance of those certain bonds of Special Tax School District No. 9, Dade County, Florida, in the principal sum of \$150,000, bearing 4% interest, dated May 1, 1942, the issuance of which was approved at an election held May 5, 1942; and to ratify, approve, validate and confirm the resolutions passed, actions taken and proceedings had and done by the Board of Public Instruction of Dade County, Florida, the Supervisor of Registration and the Board of County Commissioners of said county and to approve, ratify and confirm all other matters and things done in connection with and concerning the issuance of said bonds and the validity thereof.

#### House Bill No. 784:

A bill to be entitled An Act to validate, ratify, approve and confirm the issuance of those certain bonds of Special Tax School District No. 7, Dade County, Florida, in the principal sum of \$150,000, bearing 4% interest, dated May 1, 1942, the issuance of which was approved at an election held May 5, 1942; and to ratify, approve, validate and confirm the resolutions passed, actions taken and proceedings had and done by the Board of Public Instruction of Dade County, Florida, the Supervisor of Registration and the Board of County Commissioners of said county and to approve, ratify and confirm all other matters and things done in connection with and concerning the issuance of said bonds and the validity thereof.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. FINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

#### House Memorial No. 13:

A MEMORIAL to the President of the United States of America, petitioning the President to place the United States Employment Service offices in the State of Florida under the jurisdiction of the Florida Industrial Commission.

#### Committee Substitute for House Bill No. 52:

A bill to be entitled An Act to amend Section 46.09 of Florida Statutes of 1941, by providing that the term 'claims in his own right' as therein used shall include any and all claims of whatever character and description arising out of the same accident, including claims for personal injuries, property damage and the like.

#### House Bill No. 445:

A bill to be entitled An Act providing for the redesignation and re-establishment of the eastern portion of State Road 17 extending from Haines City to Deer Park, Florida, so the same shall hereafter extend east from Haines City, Florida, to terminate at or near Holopaw, Florida.

#### House Bill No. 481:

A bill to be entitled An Act amending Section 41.03 of Florida Statutes, 1941, relating to the drawing of jurors for regular and special terms of the County Judges' Court.

#### House Bill No. 540:

A bill to be entitled An Act guaranteeing to the "Old Age Assistance Tax Fund" of the State of Florida two million dollars annually in addition to all other appropriations to said fund except those revenues paid into said fund from racing; making an appropriation to said fund from the General Revenue Fund of the State of Florida of such amounts which, when added to monies derived from racing under Chapters 20306 and 20307, Laws of Florida, Acts of 1941, or any law or laws enacted at the 1943 Session of the Legislature imposing a tax on racing and appropriated to the "Old Age Assistance Tax Fund," will provide two million dollars annually for said "Old Age Assistance Tax Fund," prescribing the duties of certain State Officials in connection herewith; and repealing all laws in conflict with the provisions of this Act.

#### House Bill No. 785:

A bill to be entitled An Act to amend Section 10 of the Charter of the City of Coral Gables, being Chapter 13972, Laws of Florida, Acts of 1929, entitled An Act to abolish the present municipal government of the City of Coral Gables, Dade County, Florida, and create, establish and organize a municipality to be known and designated as the City of Coral Gables, and to define its territorial boundaries, and to provide for taxes, government, jurisdiction, powers and privileges, as amended, so as to permit the City Commission under certain circumstances to call for new registration in connection with any municipal election.

#### House Bill No. 778:

A bill to be entitled An Act abolishing Special Road and Bridge District Number One of Washington County, Florida; providing for the disposition of the moneys of said district; requiring that all books, writings, accounts and records of said district be delivered to the Clerk of the Circuit Court of said county for preservation among the records of his office; vesting title of property, other than moneys, in the Board of County Commissioners of said county, and granting to such board the right to do any Act or deed for and in behalf of said district subsequent to date said district shall stand abolished necessary to conclude the affairs of said district; and providing that all tax redemptions payable to said district accruing subsequent to the abolishment of said district shall be paid into the Road and Bridge Fund of said county.

#### House Bill No. 789:

A bill to be entitled An Act to amend Sections 4 and 5 of Chapter 19369, Laws of Florida, 1939, being An Act for the relief of H. S. Wells and others by requiring the refund of moneys received from the sale of certain illegal tax certificates, by requiring the Board of Administration of the State of Florida to pay certain moneys to the Board of Bond Trustees of Putnam County, Florida, for such purpose.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. FINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 720:

A bill to be entitled An Act to amend Chapter 8375 of the Acts of 1919, the same being entitled "An Act to abolish the present municipal corporation of the Town of Tavares, Lake County, Florida, and to organize a town government for the same and to provide its jurisdiction and powers; to create the same into an independent Road District of Lake County," as amended by Chapter 9099 of the Acts of 1921 and as amended by Chapter 11255 of the Acts of 1925, Regular Session, as amended by Chapter 11772 of the Acts of 1925, Special Session, and as amended by Chapter 15540 of the Acts of 1931, Regular Session, so as to change the corporate limits of the Town of Tavares; to repeal certain portions of said Act, to amend certain portions thereof and providing a town government for said town.

House Bill No. 726:

A bill to be entitled An Act to provide for the registration and re-registration of all qualified electors in Suwannee County, Florida, as a prerequisite for voting; and further providing for new registration books and for payment of expenses of the same by the Board of County Commissioners of Suwannee County and for compensation of the Registration Officer by the Board of County Commissioners of Suwannee County.

House Bill No. 743:

A bill to be entitled An Act authorizing the Boards of County Commissioners in counties having a population of not less than seventy-four thousand (74,000) and not more than seventy-six thousand (76,000) by the last preceding census, State or Federal, to sell and convey borrow pits and clay pits in their respective counties which are no longer in use.

House Bill No. 749:

A bill to be entitled An Act requiring the Supervisor of Registration of all counties of the State of Florida, having a population of not more than seven thousand thirty (7,030) and of not less than seven thousand ten (7,010), according to the last Federal census to re-register all qualified voters in such counties; and providing for the payment thereof; and providing for the repeal of all laws in conflict with this Act; and providing when this Act shall become effective.

House Bill No. 760:

A bill to be entitled An Act to authorize the Board of County Commissioners of Bradford County, Florida, to transfer certain funds on deposit or as may hereafter be deposited in the Bond Refunding Account Fund to the County General Fund, and to use said funds as in the discretion of said Board of County Commissioners will best serve the interests of Bradford County as a whole.

House Bill No. 762:

A bill to be entitled An Act validating, ratifying and confirming the sale and conveyance by County of Palm Beach of certain land comprising 1.7 acres, more or less, in Palm Beach County, Florida, to Mrs. Agnes M. Goodman (Mrs. Roy Goodman).

House Bill No. 766:

A bill to be entitled An Act placing the custody and control of voting machines in the Boards of County Commissioners in counties having a population of over 250,000 when not in use at any election; providing for employment by such boards of custodians therefor, and repealing any laws in conflict herewith.

House Bill No. 776:

A bill to be entitled An Act to amend Section Six of Chapter 10781 of the Laws of Florida, Acts of 1925, entitled "An Act to abolish the present municipal government of the Town of Lake Hamilton, in the County of Polk, Florida, and to establish, organize and constitute a municipality to be known and designated as the Town of Lake Hamilton; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges, and for the exercise of same."

House Bill No. 777:

A bill to be entitled An Act to amend Section 60 of Chapter 10301 of the Special Acts of the Legislature of the State of Florida of 1925 entitled: "An Act to abolish the present municipal government of the Town of Auburndale, in Polk

County, Florida; to create and establish a new municipality to be known as the City of Auburndale, Polk County, Florida; and to fix and provide its territorial limits, jurisdiction and powers, and the jurisdiction and powers of its officers"; which amendment sets the date on which taxes become delinquent and provides for penalty interest after same become delinquent; and repealing laws and parts of laws in conflict herewith.

Be it leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 483:

A bill to be entitled An Act to abolish the present municipal government of the Town of Cross City, in Dixie County, Florida, established under House Bill No. 1639, Chapter 21165, Acts of 1941, Laws of Florida, and to establish, organize and incorporate a municipality to be known and designated as the Town of Cross City, in Dixie County, Florida, to define the territorial boundaries of such town and to provide for its jurisdiction, powers, officers and privileges and to provide when this Act shall become effective.

Be it leave to report that the same has this day been presented to the Governor for his approval.

S. A. HINELY,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

By permission the following Resolution was introduced:

By Senators Lewis, Graham and McKenzie—

Senate Resolution No. 15:

WHEREAS, Honorable JOHN W. WATSON, a former Speaker of the House of Representatives for twelve years State Senator of the Thirteenth District, and twice Mayor of the City of Miami, passed away February 8, 1942, and

WHEREAS, Senator Watson was for years one of the political leaders of Florida, with great influence in the State Legislature, and

WHEREAS, his efforts as a Legislator in the protection of the game of the State and his championship of education were of such a nature as they should be commemorated, and

WHEREAS, this Senate should hold up the examples of its members who have made great achievements; Therefore

BE IT RESOLVED, First—That the Senate of the State of Florida spread upon the Journal of its proceedings of today, this Resolution and the accompanying Memorial in honor of Honorable John W. Watson.

IN MEMORIAM—JOHN W. WATSON

Honorable John W. Watson was born in New Bern, North Carolina, October 31, 1858. As a young man he moved to Cedar Keys, Florida, from there going to Kissimmee, where for more than twenty years he operated a hardware and furniture store.

Mr. Watson early began to take part in the public affairs of Osceola County. He served as Mayor of Kissimmee, and as County Judge and County Commissioner of Osceola County. In 1896 he was elected Representative in the State Legislature from his county and re-elected in the four following elections. Moving to Miami in 1905, Mr. Watson was the next year chosen to represent Dade County in the House, thus his change of county residence did not cause him to miss a single session.

Mr. Watson again represented Dade County in the legislative Sessions of 1911, 1917 and 1919, making altogether nine terms as a member of the House. The House in 1901 honored him by making him Speaker and in subsequent sessions he was considered one of the leading House parliamentarians.

In the City of Miami Mr. Watson showed his civic leadership by being twice elected Mayor, serving from 1912 to 1915 and from 1917 to 1919.

In 1924 Mr. Watson was chosen to represent the Thirteenth District in the State Senate and he was re-elected

in the campaigns of 1928 and 1932. He was, therefore, a member of one or the other houses of the Legislature in fifteen regular sessions, and at least six extra sessions, a record only equaled by the Senator from the Twenty-sixth when he finishes this session, and reached by no other Florida legislator since our present constitution was adopted. The people do not constantly re-elect a man to office unless they have confidence in him and this proves the esteem in which John W. Watson was held.

Senator Watson was a member of the Masonic Order, the Benevolent and Protective Order of Elks and the Knights of Pythias.

**BE IT RESOLVED**, Second—That copies of this Resolution, with Memorial herein included as part, be certified by the Secretary of State of Florida, under the Great Seal of the State of Florida, be immediately forwarded the bereaved family of Senator John W. Watson.

**BE IT FURTHER RESOLVED**—That copies of this Resolution be furnished the press.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 15 was adopted.

By the Committee on Finance and Taxation—  
Senate Bill No. 547:

A bill to be entitled **An Act amending Chapter 20722, Laws of Florida, Acts of 1941, being "An Act relating to and concerning taxation; providing for: lien of taxes; assessment of real and personal property; name in which real estate assessed where no return made; submission of assessment roll; completing assessment roll; rate of taxation; when collections to be made; correction of errors; duties of County and State Officers; date taxes become delinquent; the sale of lands for unpaid taxes; when taxes due; discounts; issuance, sale and redemption of tax sale certificates; the procedure for issuing tax deeds to persons other than the county and to the county; the county to sell and convey lands owned by virtue of tax deeds; refunds, cancellation of certain tax sale certificates on order of Comptroller; Comptroller to be party to suit to cancel certain tax certificates; right of immediate possession in the grantee of tax deed; the Comptroller to prescribe forms, rules and regulations and to have general supervision over the assessment and collection of taxes, and of assessment rolls and county budgets, with the approval of the Governor; and furnish forms; the enforcement of this Act; submission of Tax Assessors' and Collectors' budgets; reduction of millage after raising assessment; submission of taxing authorities' budgets to the State Superintendent of Public Instruction as provided by law; penalties for violation of certain sections of this Act; the repeal of laws in conflict herewith.**

By: (1) amending Sections 1, 2, 4, 5, 7, 10, 16, 19, 22, 23, 28, 34, 36, 40, 41, 42, 43, 44, 46, 51 and 54 thereof, and (2) repealing Sections 37, 38, 39 and 41 thereof, and (3) adding thereto Section 2 (a); such amendments prescribing the conditions under which title to lands shall vest in the county for delinquent taxes; providing for in rem proceedings to quiet and confirm title in the county; providing for joint action of county and municipalities in fixing prices for sale of lands title to which becomes vested in the county and distribution of proceeds thereof in satisfaction of all liens of county and municipality; providing title to certain municipally owned lands shall not become vested in the county and concerning the sale thereof and distribution of proceeds in full satisfaction of all county and municipal liens; providing for approval of budgets of taxing authorities by State Budget Commission or State Board of Education as the case may be; and prohibiting sub-dividing of land or recording of plats thereof until all taxes thereon are paid; providing lands title to which becomes vested in the county may be dedicated to public use and method therefor

Which was pending consideration at the hour of recess, having been read the second time in full at the morning session, this day, was taken up.

Senator Franklin offered the following amendment to Senate Bill No. 547:

In Section 1, last line, (typewritten bill), strike out the word: "May" and insert in lieu thereof the following: "June".

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Franklin and Collins offered the following amendment to Senate Bill No. 547:

In Section 7, line 2, (typewritten bill), strike out the figures: "193.58" and insert in lieu thereof the following: "193.59".

Senator Franklin moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senators Franklin and Collins also offered the following amendment to Senate Bill No. 547:

In Section 22, line 45, (typewritten bill) following the words: "approved and adopted" add the following: "Such final manual shall provide that platted lands unsold as lots shall be valued for tax assessment purposes on the same basis as any unplatted acreage of similar character, until sixty percent of such lands included in one plat shall have been sold as individual lots".

Senator Franklin moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Rose offered the following amendment to Senate Bill No. 547:

At the end of Section 19 strike out the period, add a semicolon and the following words: "Provided, however, that the provisions of Section 192.33, Florida Statutes, 1941, relating to survival of restrictions and covenants after tax deed, shall not be repealed by this Act, and shall apply with the same force and effect to lands covered by such Chancery Decrees as the same apply to tax deeds and masters deeds as provided in said section."

Senator Rose move the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Franklin and Collins offered the following amendment to Senate Bill No. 547:

In Section 24, line 2 (typewritten bill), strike out the figures: "193.02," and insert in lieu thereof the following: "193.03."

Senator Franklin moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Graham offered the following amendment to Senate Bill No. 547:

In Section 24, line 21 (typewritten bill), insert immediately following the comma, the following: "or for the year 1940-1941, whichever may be the larger."

Senator Graham moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Graham to Senate Bill No. 547 the roll was called and the vote was:

Yeas—Senators Baker, Barringer, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Graham, Hinely, Housholder, Johnson, King, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—27.

Nays—Mr. President; Senators Adams, Beacham, Franklin, Lewis, McArthur, Rose—7.

So the amendment was adopted.

Senator Graham also offered the following amendment to Senate Bill No. 547:

In Section 24, line 44 (typewritten bill), insert immediately following the comma, the following: "or for the year 1940-1941, whichever may be the larger."

Senator Graham moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Graham to Senate Bill No. 547 the roll was called and the vote was:

Yeas—Senators Baker, Clarke, Cliett, Coleman, Davis, Graham, Johnson, King, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Shands, Sturgis, Upchurch, Wilson—18.

Nays—Mr. President; Senators Adams, Barringer, Beacham, Black, Brewton, Carroll, Collins, Franklin, Hinely, Housholder, Lewis, McArthur, Rose, Sheldon, Shuler, Taylor—17.

So the amendment was adopted.

Senator King offered the following amendment to Senate Bill No. 547:

In Section 54, line 38 (typewritten bill), strike out the period and add the following: Provided further that in all counties of the State of Florida having a population of 75,000 or more according to the last Federal census, and in which there is now established or may hereafter be established a budget commission, the budget making authorities of such counties shall submit their proposed budgets to such budget commission in lieu of submitting the same to the Comptroller in the case of County Commissioners and in lieu of submitting the same to the State Superintendent of Public Instruction in the case of County Boards of Public Instruction and such budget commission may authorize and approve an increase in such budgets in an amount not to exceed 5% as compared to the budget of the preceding year or for the year 1940-41, whichever may be the larger and in the event such budget making authorities request such increase not to exceed 5% and such request is denied then and in such event the budget making authority may appeal such decision to the budget commission of State Board of Education as herein provided.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Maines offered the following amendment to Senate Bill No. 547:

Strike all of Section 13.

Senator Maines moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Maines to Senate Bill No. 547, the roll was called and the vote was:

Yeas—Senators Black, Cliett, Graham, Lindler, Maines, Mathews, McKenzie, Perdue, Rose, Shands, Sheldon—11.

Nays—Mr. President; Senators Adams, Baker, Barringer, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Griner, Hinely, Housholder, Johnson, King, Lewis, McArthur, Shuler, Taylor, Upchurch, Wilson—22.

So the amendment failed of adoption.

Senator Franklin moved that the rules be further waived and Senate Bill No. 547, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 547, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 547, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Collins, Franklin, Graham, Griner, Hinely, Johnson, King, Lewis, Maddox, McArthur, McKenzie, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—27.

Nays—Senators Davis, Lindler, Maines, Mathews, Perdue, Rose—6.

So Senate Bill No. 547 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Mathews moved that House Concurrent Resolution No. 17 be recommitted to the Committee on Judiciary "C."

Which was agreed to and it was so ordered.

Senator Maddox moved that the rules be waived and the Senate take up and consider Senate Joint Resolution No. 432, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Joint Resolution No. 432:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF THE STATE OF FLORIDA, RELATIVE TO TAXATION AND FINANCE BY ADDING AN ADDITIONAL SECTION THERETO AND TO BE KNOWN AS SECTION 17 OF ARTICLE IX.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to Article IX of the Constitution of the State of Florida, to be known as Section 17 of said Article IX, be, and the same is hereby, agreed to and shall be submitted to the electors of the State of Florida at the General Election to be held on the first Tuesday after the first Monday in November, 1944, for ratification or rejection.

Section 17. There shall be exempt from all taxes, for a period of twenty-five (25) years succeeding their completion, the high lines, transmission lines, distribution lines and other property of electric cooperatives organized and doing business pursuant to the Acts of Congress relating to rural electrification.

Was taken up and read the third time in full.

Upon the passage of Senate Joint Resolution No. 432 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Davis, Franklin, Graham, Griner, Hinely, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Rose, Sheldon, Shuler, Sturgis, Taylor—28.

Nays—Senators Collins, King, McArthur, Upchurch, Wilson—5.

So Senate Joint Resolution No. 432 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1943 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senator McKenzie moved that the rules be waived and the Senate take up and consider House Bill No. 104, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 104:

A bill to be entitled An Act to make Central Standard Time the official time in all of the State of Florida, and to declare that such Central Standard Time shall be used and applicable throughout the entire State of Florida, and shall be the official and legal time in said State; repealing all laws or parts of laws in conflict therewith, provided, however, this Act shall be subject to "War Time or Daylight Saving Time" as enacted by the Congress of the United States.

Was taken up.

Senator McKenzie moved that the rules be further waived and House Bill No. 104 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 104 was read the second time by title only.

Senator McKenzie moved that the rules be further waived and House Bill No. 104 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 104 was read the third time in full.

Upon the passage of House Bill No. 104 the roll was called and the vote was:

Yeas—Senators Baker, Brewton, Carroll, Housholder, Maddox, Maines, McKenzie, Shuler, Wilson—9.

Nays—Mr. President; Senators Adams, Barringer, Black, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Johnson, King, Lewis, Lindler, Mathews, McArthur, Perdue, Rose, Shands, Sheldon, Sturgis, Taylor, Upchurch, Wilson—27.

So House Bill No. 104 failed to pass.

Senator Rose moved that the rules be waived and the Senate take up and consider Senate Bill No. 31, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 31:

A bill to be entitled An Act relating to public education, providing for an annual appropriation to the County School Fund as an emergency fund for the operation of schools of a sum equal to one hundred and fifty dollars for each instruction unit for the school year ending June 30, 1943, and of a sum equal to one hundred and fifty dollars for each instruction unit for the school year ending June 30, 1944, to be apportioned on the basis of instruction units allocated to each county as such instruction units are defined by law; directing how the money shall be used and declaring that the appropriation is supplemental and in addition to all other appropriations to the County School Fund.

Was taken up and read the third time in full.

By unanimous consent Senator Rose offered the following amendment to Senate Bill No. 31:

Strike out everything after the enacting clause and insert in lieu thereof the following:

"Section 1. That there is hereby appropriated annually for me biennium to the County School Fund and from the General Revenue Fund of the State of Florida a sum equal to one hundred fifty dollars (\$150.00) for each instruction unit existing in the State of Florida during the immediate preceding scholastic year.

This appropriation shall be apportioned in each county on the basis of instruction units allocated thereto as such instruction units are defined by law and shall be paid into the emergency fund for the operation of schools. Not less than 80% of the money hereby appropriated shall be expended for instruction expenditures, which shall include payment of teachers' salaries and classroom supplies. 20% of the money hereby appropriated may be used for current operation and maintenance of schools. No part of the money hereby appropriated shall be used for capital outlay or expenditures or for the payment of liquidation of any kind of indebtedness.

Section 2. This appropriation shall become available upon the Budget Commission determining that there is sufficient money in the General Revenue Fund to pay the same and authorizing the payment thereof. Upon receipt of money appropriated under this Act, the State Treasurer shall place it in separate funds to be known as "The Emergency Fund for the Operation of Schools of \_\_\_\_\_ County." Disbursement shall be by warrant drawn by the respective County Boards on the State Treasurer, as ex-Officio Treasurer of that portion of the County General School Fund appropriated by this Act.

Section 3. The appropriation provided for by this Act shall be supplemental and in addition to all other appropriations by the Legislature of the State of Florida to the County School Fund.

Section 4. This Act shall take effect on July 1, 1943."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Rose also offered the following amendment to Senate Bill No. 31:

(typewritten bill) strike out the Title and insert in lieu thereof the following: An Act relating to public education, providing for an annual appropriation to the County School Fund as an Emergency Fund for the operation of schools of a sum equal to one hundred and fifty dollars for each instruction unit annually for the biennium, to be apportioned on the basis of instruction units allocated to each county as such instruction units are defined by law; directing how the money shall be used and declaring that the appropriation is supplemental and in addition to all other appropriations to the County School Fund.

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 31, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So Senate Bill No. 31 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Lewis moved that a committee be appointed to escort Honorable Basil E. Kenney, prominent citizen of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Lewis, McKenzie and Perdue as the committee.

Senator Collins moved that the Senate extend a cordial invitation to Lieutenant Jesse Elliott, of the United States Army Air Forces, a citizen of Tallahassee, Florida, to address the body at 12:30 o'clock P. M., Wednesday, May 26, 1943.

Which was unanimously agreed to.

Senator Collins moved that his Excellency, Spessard L. Holland, Governor of Florida, be invited to be present for Lieutenant Elliott's address.

Which was unanimously agreed to.

House Bill No. 301:

A bill to be entitled An Act to provide vocational rehabilitation services to disabled persons not otherwise provided for.

Was taken up in its order.

Senator Davis moved that the rules be waived and House Bill No. 301 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 301 was read the second time by title only.

Senator Davis moved that the rules be further waived and House Bill No. 301 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 301 was read the third time in full.

Upon the passage of House Bill No. 301 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Black, Brewton, Carroll, Cliett, Coleman, Collins, Davis, Franklin, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Rose, Shands, Shuler, Taylor, Upchurch, Wilson—28.

Nays—Senators Clarke, Sturgis—2.

So House Bill No. 301 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Lewis moved that the rules be waived and the Senate take up and consider House Bill No. 194, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 194:

A bill to be entitled An Act relating to the resignation and re-instatement of attorneys.

Was taken up.

Senator Lewis moved that the rules be further waived and House Bill No. 194 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 194 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 194 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 194 was read the third time in full.

Upon the passage of House Bill No. 194 the roll was called and the vote was:

Yeas—Senators Black, Clarke, Maddox, Sheldon, Upchurch—5.

Nays—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Carroll, Cliett, Collins, Franklin, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maines, Mathews, McKenzie, Perdue, Rose, Shands, Shuler, Sturgis, Taylor, Wilson—25.

So House Bill No. 194 failed to pass.

Senator Mathews moved that the rules be waived and the Senate take up and consider House Bill No. 517, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 517:

A bill to be entitled An Act to empower the Board of County Commissioners in any county having a population of not less than 210,000 according to the last preceding State or Federal census to regulate and restrict within territory in said counties, not included in any municipality, the height, number of stories and size of buildings and other structures on land and water, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps and the location and use of buildings, structures and land for trade, industry, residence or other specific use of the premises; providing for the division of such counties into districts and within such districts to regulate and restrict the erection and construction, alteration, repair or use of buildings; providing for method of procedure; providing for the appointment of a zoning commission and a board of ad-

justment; providing for remedies and penalties for violation of this Act or of any order or resolution made under authority conferred hereby and conferring upon the County Commissioners of such county so far as may be lawfully conferred the power to prescribe and enforce regulations to effectuate the purposes of this Act.

Was taken up.

Senator Mathews moved that the rules be further waived and House Bill No. 517 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 517 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 517 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 517 was read the third time in full.

Upon the passage of House Bill No. 517 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 517 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Wilson moved that the rules be waived and the Senate take up and consider House Bill No. 528, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 528:

A bill to be entitled An Act making it unlawful to sell horse meat in the markets of Florida, and providing a penalty for the violation of this Act.

Was taken up.

Senator Wilson moved that the rules be further waived and House Bill No. 528 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 528 was read the second time by title only.

The Committee on Public Health offered the following amendment to House Bill No. 528:

At the end of and as part of Section 1 add the following: "Provided however, this Act shall not apply to the sale of horse meat where the same is clearly stamped, marked and described as such."

Senator Wilson moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Wilson moved that the rules be further waived and House Bill No. 528, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 528, as amended, was read the third time in full.

Upon the passage of House Bill No. 528, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Housholder, Johnson, King, Lewis, Lindler, Maines, Mathews, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—29.

Nays—Senator Maddox—1.

So House Bill No. 528 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin moved that the rules be waived and the Senate take up and consider House Bill No. 304, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 304:

A bill to be entitled An Act relating to, providing for and regulating the drawing of names for venires for juries in

term time and in vacation, the organization thereof, the length of service of jurors, the duties of the Clerks of Courts relative thereto, and the repeal of Sections 40.14; 40.15; 40.16; 40.17; 40.18; 40.19; and 40.21 of the Florida Statutes.

Was taken up and read the second time in full.

Senator Franklin moved that the rules be further waived and House Bill No. 304 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 304 was read the third time in full.

Upon the passage of House Bill No. 304 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Franklin, Hinely, Housholder, Johnson, King, Lewis, Maddox, Maines, Mathews, McKenzie, Shands, Shuler, Taylor, Upchurch—22.

Nays—Senators Collins, Lindler, McArthur, Perdue—4.

So House Bill No. 304 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Lewis moved that the rules be waived and the Senate take up and consider House Bill No. 21, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 21:

A bill to be entitled An Act to amend Sections 936.01, 936.02, 936.03, 936.04 and 936.16, Florida Statutes, 1941, relating to inquests of the dead; and to require that all inquests be held only upon direction of the Judge or a Prosecuting Attorney of a Court having trial jurisdiction of felonies, or by such a Court itself; and to repeal all laws and parts of laws in conflict herewith.

Was taken up.

Senator Lewis moved that the rules be further waived and House Bill No. 21 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 21 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 21 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 21 was read the third time in full.

Upon the passage of House Bill No. 21 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Franklin, Hinely, Housholder, King, Lewis, Lindler, Maddox, Mathews, McKenzie, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—25.

Nays—Senators Johnson, Maines, Perdue, Rose—4.

So House Bill No. 21 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Cliett moved that the rules be waived and the Senate take up and consider Committee Substitute for House Bill No. 721, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Committee Substitute for House Bill No. 721:

A bill to be entitled An Act to amend Section 27.20, Florida Statutes, 1941, relating to the apportionment of State Attorneys and Assistant State Attorneys and their place of residence.

Was taken up.

Senator Barringer moved that the rules be further waived and Committee Substitute for House Bill No. 721 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 721 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Committee Substitute for House Bill No. 721 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 721 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 721 the roll was called and the vote was:

Yeas—Senators Adams, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Hinely, Housholder, Johnson, King, Lindler, Maddox, Maines, Mathews, Rose, Shands, Sheldon, Shuler, Taylor, Upchurch, Wilson—26.

Nays—Mr. President; Senator McArthur—2.

So Committee Substitute for House Bill No. 721 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following pair was announced:

I am paired with Senator Graham on the passage of Committee Substitute for House Bill No. 721. If he were present he would vote "aye" and I would vote "no."

WALLACE E. STURGIS,

20th Senatorial District.

Senator Shuler moved that when the Senate adjourns at

the morning Session tomorrow, May 26, 1943, it recess to reconvene at 3:00 o'clock P. M., tomorrow afternoon.

Which was agreed to and it was so ordered.

Senator Lewis moved that the rules be waived and the Senate do now reconsider the vote by which House Bill No. 304 passed the Senate at this Session.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which House Bill No. 304 passed the Senate at this Session.

Pending roll call on the passage of House Bill No. 304, Senator Lewis moved that House Bill No. 304 be recommitted to the Committee on Judiciary "B."

Which was agreed to and it was so ordered.

Senator Taylor moved that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 5:53 o'clock P. M., until 11:00 o'clock A. M., Wednesday, May 26, 1943.